





Ina Jackson.

Photo courtesy of Lois (Spencer) Edwards.

Feather Falls



Ina and Robert Jackson at Jackson Ranch in Feather Falls.
Photo courtesy the California State University, Chico, Meriam Library (sc31140).







IN REPLY REFER TO:
Tribal Programs
103.3

UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF INDIAN AFFAIRS
Sacramento Area Office
P. O. Box 749
Sacramento 4, California



APR 9 1958

AIR MAIL

Commissioner, Bureau of Indian Affairs

Washington 25, D. C.

Attention: Legislative Associate
Commissioner

Dear Sir:

Inasmuch as Mooretown Rancheria has been the subject of correspondence between you and Congressman Engle and since there is the possibility that the rancheria may be added to the Rancheria Bill, the following information is furnished.

Mooretown Rancheria is located about one and one-half miles from the town of Feather Falls in Butte County, California. It consists of two eighty acre tracts, one-half mile apart. The eastern tract was purchased in 1915 from the Central Pacific Railway. It is presently occupied by Mr. Fred Taylor who, according to the enclosed statement, has lived continuously on the rancheria since prior to its purchase by the Federal Government. The second house on this tract belongs to Mr. Taylor's step-daughter, Mrs. Katy Archuleta, who presently lives in the neighboring town of Oroville but whose non-Indian husband, and occasionally some of their children, continue to occupy the house.

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The western tract, which was set aside by Executive Order of June 6, 1894, has been occupied for the past eighteen years by Mr. and Mrs. Robert Jackson. Mr. Engle's letter to you of March 18, 1958, refers to a letter of February 4, 1958, written on behalf of Mr. Jackson by a son-in-law, Herman Steidel. Enclosed are copies of a letter written in 1954 and on January 9, 1958, also in Mr. Jackson's behalf.

Both portions of the rancheria are presently served with adequate roads. Both the Taylor and the Jackson homes have electricity and obtain domestic water from good springs which have been developed and are pumped to the houses. Both residents have rights to irrigation water from a ditch crossing the rancheria. Both Mr. and Mrs. Jackson and Mr. Taylor receive Old Age Security payments

from the Butte County Welfare Department. The exterior boundaries of the rancheria were surveyed by this office in March of 1954. The land is used primarily for home sites and is not arable except for a small garden plot adjoining each house. Should title to the rancheria be transferred to the resident occupants, no particular problems or difficulties are foreseen except the possible need for internal surveys. A work sheet such as was furnished for other rancherias in the group is enclosed.

Sincerely yours,

A handwritten signature in blue ink that reads "Leonard M. Hill". The signature is written in a cursive style with a large initial "L".

Area Director

Enclosures 5

CERTIFICATION OF VITAL RECORD

COUNTY OF BUTTE

25 COUNTY CENTER DRIVE
OROVILLE, CALIFORNIA 95965

498

PLACE OF MARRIAGE
County of Butte
Town of _____
or
City of Oroville

CALIFORNIA STATE BOARD OF HEALTH
BUREAU OF VITAL STATISTICS
DUPLICATE CERTIFICATE OF MARRIAGE

State Index No. _____
LOCAL REGISTERED NO. 71

GROOM				PERSONAL AND STATISTICAL PARTICULARS				BRIDE			
FULL NAME <u>Robert Jackson</u>				FULL NAME <u>Erna Davis</u>				FULL NAME <u>Erna Davis</u>			
RESIDENCE <u>Lumpkin</u>				RESIDENCE <u>Enterprise</u>				RESIDENCE <u>Enterprise</u>			
COLOR OR RACE <u>half blood</u>		AGE AT LAST BIRTHDAY <u>34</u> (Years)		COLOR OR RACE <u>half blood</u>		AGE AT LAST BIRTHDAY <u>39</u> (Years)		COLOR OR RACE <u>half blood</u>		AGE AT LAST BIRTHDAY <u>39</u> (Years)	
SINGLE, WIDOWED OR DIVORCED <u>single</u>		NUMBER OF MARRIAGE <u>none</u>		SINGLE, WIDOWED OR DIVORCED <u>widow</u>		NUMBER OF MARRIAGE <u>one</u>		SINGLE, WIDOWED OR DIVORCED <u>widow</u>		NUMBER OF MARRIAGE <u>one</u>	
BIRTHPLACE (State or Country) <u>California</u>				BIRTHPLACE (State or Country) <u>California</u>				BIRTHPLACE (State or Country) <u>California</u>			
OCCUPATION <u>miner</u>				OCCUPATION <u>housekeeper</u>				OCCUPATION <u>housekeeper</u>			
NAME OF FATHER <u>Jack Jackson</u>				NAME OF FATHER <u>John Davis</u>				NAME OF FATHER <u>John Davis</u>			
BIRTHPLACE OF FATHER (State or Country) <u>California</u>				BIRTHPLACE OF FATHER (State or Country) <u>England</u>				BIRTHPLACE OF FATHER (State or Country) <u>England</u>			
MAIDEN NAME OF MOTHER <u>Eileen</u>				MAIDEN NAME OF MOTHER <u>Mary</u>				MAIDEN NAME OF MOTHER <u>Mary</u>			
BIRTHPLACE OF MOTHER (State or Country) <u>California</u>				BIRTHPLACE OF MOTHER (State or Country) <u>California</u>				BIRTHPLACE OF MOTHER (State or Country) <u>California</u>			

MAIDEN NAME OF THE BRIDE, IF SHE WAS PREVIOUSLY MARRIED: Erna Martin
We, the groom and bride named in this certificate, hereby certify that the information given therein is correct to the best of our knowledge and belief.
Robert Johnson Groom Erna Davis Bride

CERTIFICATE OF PERSON PERFORMING CEREMONY
I HEREBY CERTIFY that Robert Jackson and Erna Davis were joined in Marriage by me in accordance with the laws of the State of California, at Oroville, Calif. this 6th day of June, 19 46.
Signature of Witness to the Marriage: Luiz Aloni Residence: Oroville, Cal.
Signature of person performing the Ceremony: J. V. Parks Official Position: Justice of the Peace Residence: Oroville, Cal.
FILED June 20, 1946 A. D. Lacey Registrar (County Recorder.)



000120759

CERTIFIED COPY OF VITAL RECORDS
STATE OF CALIFORNIA, COUNTY OF BUTTE

This is a true and exact reproduction of the document officially registered and placed on file in the office of the Butte County Clerk-Recorder.

DATE ISSUED FEB 21 1946 FEB 21 2016

This copy is not valid unless prepared on engraved border, displaying the date, seal and signature of the County Clerk-Recorder

Candace J. Grubbs
CANDACE J. GRUBBS
COUNTY CLERK-RECORDER



CENSUS ROLL OF THE INDIANS OF CALIFORNIA UNDER THE ACT OF MAY 18, 1928 (45 Stat. P. 602)

MARGINAL REFERENCE	Final Roll No.	Application No.	Allotment No.	Comm. June 30, 1918 No.	ENGLISH NAME	INDIAN NAME	Relation-ship in Family	Sex	Age in 1918	Date of Birth	Degree of Indian Blood	Name of Tribe or Band	Where Enrolled and Allotted	POST OFFICE	Amount and Kind of Property Owned	REMARKS
	8980	7499			Jackson	Riston I.	Single	M	40	11-09-1888	3/8	Tribe unknown Hidatsa County	Never allotted Sacto. Agency	El Dorado, Hidatsa County, Calif.	None	
	8981	6996			Jackson	Robert	Head	M	46	12-1-1890	3/4	Consow Butte County Tribe unknown Plumas County	Never allotted Sacto. Agency	Feather Falls, Butte County, California	None	
	8982	6997			Jackson	Emma	Wife	F	52	8-14-1876	1/2					
	8983	6997			Wartin	Franklin	Son	M	17	1-06-1911	3/4					Son of Ida Jackson.
	8984	6997			Wartin	Doris	Daughter	F	15	9-10-1913	3/4					Daughter of Ida Jackson.
	8985	6996			Jackson	Robert I.	Son	M	13	12-18-1915	5/8					
	8986	6996			Jackson	Ida E.	Daughter	F	11	3-20-1917	5/8					
	8987	6996			Jackson	Burgie	Daughter	F	9	12-15-1919	5/8					
	8988	6996			Jackson	Addie Alice	Daughter	F	5	1-16-1923	5/8					
	8989	7660			Jackson	Seth	Head	M	61	6-10-1867	4/4	Yit River	Allotted Sacto. Agency	Dean, Shasta County, Calif.	Allotment, house, horse, automobile, value \$205.00	Separated from wife. Lives on trust property.
	8990	5175	517		Jackson	Osie	Head	F	63	8-25-1865	4/4	Palute	Never allotted Walker River	Hishop, Inyo County, Calif.	Interest in estate, value unknown.	Divorced. Lives on trust property.
	8991	2564			Jackson	Tinie	Wife	F	60	3-11-1868	4/4	None	Never allotted Sacto. Agency	North Fork, Modern County, Calif.	House, personal property, value \$200.00	
	8992	2564			Jackson	Annie	Daughter	F	35	9-15-1893	4/4				None	
	8993	2564			Jackson	Hina	Daughter	F	18	2-14-1910	4/4					
	8994	2564			Jackson	Davis	Son	M	14	8-5-1914	4/4					
	8995	2564			Jackson	Willie	Son	M	21	7-11-1907	4/4					Died August 10, 1928.
	8996	2564			Jefferson	Samuel	Son	M	3	2-5-1928	4/4					
	8997	1308	372	401	Jackson	Toms	Head	M	32	1896	4/4	Yum	Allotted Pi.Yum Agency	Port Yum Agency, Yuma Yum County, Arizona	Allotment, value - \$2,000.00	
	8998	1313	139	416	Jackson	Wynnet Chino	Wife	F	24	1904	4/4				Allotment, value - \$2,000.00	
	8999	1308			Jackson	Chaetina	Daughter	F	5	1903	4/4				None	
	9000	1308			Jackson	Priscilla	Daughter	F	3	1905	4/4					
	9001	1308			Jackson	Kenneth	Son	M	1	1907	4/4					
	9002	3298			Zeob	Fin	Head	M	55	7-23-1873	4/4	Karak Siakiyon County	Never allotted Sacto. Agency	Happy Camp, Siakiyon County, Calif.	None	Live on trust land.
	9003	3297			Zeob	Irene	Wife	F	53	7-23-1870	4/4		Allotted Sacto. Agency		Land and house, value \$150.00	
	9004	3297			Zeob	Wry June	Wife	F	84	7-22-1844	4/4	Karak Siakiyon County	Never allotted Sacto. Agency	Happy Camp, Siakiyon County, Calif.	None	
	9005	3297			Zeob	Gallie	Daughter	F	53	7-22-1870	4/4					
	9006	3297			Zeob	Daisy	Daughter	F	53	7-22-1875	4/4					
	9007	3297			Frank	Francis	Nephew	M	43	7-22-1895	4/4					
	9008	2679			Zeobe	Beesie	Single	F	36	7-14-1892	3/4	Chukchani, and Tulume	Allotted Sacto. Agency	Raymond, Modern County, Calif.	Land, improvements, value \$750.00	Lives on trust land.
	9009	4141	204		Zeobe	Charles E.	Single	M	40	7-6-1888	3/4	Yurok	Never allotted Hoopa Valley	Wetstone, Humboldt County, Calif.	Land, cattle, barn, value \$600.00	
	9010	2592			Zeobe	Daniel	Head	M	34	10-9-1894	3/4	Tulume, and Chukchani Gamas, and Tullinochee	Allotted Sacto. Agency	Hist, Modern County, Calif.	Land, improvements, value \$1,000.00	
	9011	2592			Zeobe	Luey	Wife	F	26	8-5-1902	3/4		Never allotted Sacto. Agency		None	
	9012	2592			Zeobe	John J.	Son	M	3	10-10-1925	3/4					
	9013	2594			Zeobe	John J.	Head	M	67	3-20-1861	1/2	Tulume Chukchani, and Chukchani	Allotted Sacto. Agency	Hist, Modern County, Calif.	Land, stock, improvements, value \$1,500.00	Widower.
	9014	2594			Zeobe	Benjamin H.	Son	M	42	11-15-1886	3/4		Never allotted Sacto. Agency		None	
	9015	2594			Zeobe	Beaulie	Daughter	F	40	7-14-1898	3/4				None	
	9016	2594			Zeobe	Edward	Son	M	26	3-5-1913	3/4				None	
	9017	2594			Zeobe	LaPuyette	Son	M	23	7-21-1905	3/4				None	
	9018	2688			Zeobe	Fanny	Single	F	18	12-19-1910	1/2	Whipoon	Never allotted Sacto. Agency	Hist, Modern County, Calif.	None	

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1

September 15, 1958



United States
Department of the Interior
Bureau of Indian Affairs
Sacramento Area Office
Sacramento 4, California

Dear Sirs:

In reference to Public Law 85-671, we, the undersigned, summarize our reasons for asking for a clear fee simple title to the land we are occupying.

I, Robert Jackson and my wife Ina Jackson, have lived here at Mooretown Rancheria as sole residents for nineteen years.

At the time we took up our residence here, there was only a small cabin in run-down condition on the place. We made necessary repairs so that we could live in it. There were also a few fruit trees in neglected condition that required work to make them produce again.

As I was still able to work at that time, we saved and started to make improvements. We started a new house which we completed over the years. We also planted our fruit trees and cleared a large garden area and fenced it in.

During our years here we also had electricity brought in to the place and ran our house wires. As there were interruptions in the water supply, we had to build a small reservoir and install a pressure system. This supplies water to our house.

Two years ago we added a bathroom to our house and had kitchen gas installed which we use for cooking and the water heater.

All this has been accomplished through our own hands over the years. We have endeavored to make a home for ourselves according to the best of our means and ability, without any help.



- 2 -

As early as 1948, when we first contacted the Bureau of Indian Affairs in reference to securing a trust patent, the former area director, Walter Wohlke, gave us the right to make improvements, and assured us they would be safe.

Therefore it has been our hope for years to one day have clear title to the land we occupy, that we could rest assured we own our home and to protect our investments and labor we have expended here.

Sincerely yours,

Signed Robert Jackson
Robert Jackson

Signed Ina Jackson
Ina Jackson

Written by Herman Steidl
Herman Steidl
2705 Fay Way
Croville, California

Walz
By

March 15, 1959



United States
Department of the Interior
Bureau of Indian Affairs
Washington 25, D.C.

Dear Sirs:

In reference to Public Law 85-671, under section 2, we, the undersigned, summarize our reasons for asking for a clear fee simple title to the land we are occupying.

I, Robert Jackson and my wife Ina Jackson, have lived here on Mooretown Rancheria as sole residents for nineteen years.

At the time we took up our residence here, there was only a small cabin in run-down condition on the place. We made necessary repairs so that we could live in it. There were also a few fruit trees in neglected condition that required much work to make them produce again.

As I was still able to work at that time, we saved and started to make improvements. We started a new house which we completed over the years. We also planted new fruit trees and cleared a large garden area and fenced it in.

During our years here we also had electricity brought in to the place and had our house wired. As there were interruptions in our supply of water, we had to build a small reservoir and install a pressure system. This supplies water to our house.

350
620

Two years ago we added a bathroom to our house and had butane gas installed which we use for cooking and the water heater.

All this has been accomplished through our own means over the years. We have endeavored to make a home for ourselves according to the best of our means and ability, without any help.

As early as 1948, when we first contacted the Bureau of Indian Affairs in reference to securing a trust patent, the former area director, Walter Wohlke, gave us the right to make improvements, and assured us they would be safe.



- 2 -

Therefore it has been our hope for years to one day have clear title to the land we occupy, that we could rest assured we own our home and to protect our investments and labor we have expanded here.

Sincerely yours,

Signed Robert Jackson
Robert Jackson

Signed Ina Jackson
Ina Jackson

Mooretown Indian Rancheria
Feather Falls, Star Route
Oroville, California

Prepared by Ferman Steidl
Ferman Steidl

Tribal Programs
3492-59

FILE COPY
SURNAME:

<i>Wah</i>
<i>managan</i>

Mr. Robert Jackson
Mooretown Indian Rancheria
Feather Falls, Star Route
Oreville, California

Dear Mr. Jackson:

We know that you and your wife are concerned over the distribution of the assets of the Mooretown rancheria. Let us reassure you that you will not lose any of the investments you have made on this land. There are other Indians who are claiming certain portions of one of the two eighty-acre plots which make up the rancheria, but we do not think their claims involve any of the interests you have on this property.

All of the Indians who have any interest on the rancheria must make a plan for the distribution of the land. This plan must be approved by the Secretary of the Interior and accepted by everyone who will receive a parcel of the land. If the Indians need any help in making the plan, our Area Director in Sacramento has been given the authority to assist them. We must have the distribution plan sent to us for study before we can determine whether the proposed distribution of the land is equitable.

We are sending Mr. Leonard M. Hill, the Area Director, a copy of your letter of March 15. He will assist you and the other Indians of the rancheria in making your plan if you feel you need his help. We want to assure you and your wife again that your interests at Mooretown will be protected.

Sincerely yours,

Commissioner

cc: AD, Sacramento
350

Do not file
Return to
Branch of Tribal
Programs

CARBON FOR INDIAN OFFICE



PFWalzigbm 3-27-59

BIA Surname
Chrony
Mailroom
Holdup

PUBLIC LAW 85-671

AN ACT

To provide for the distribution of the land and assets of certain Indian rancherias and reservations in California, and for other purposes.

[August 18, 1958; H. R. 2824]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lands, including minerals, water rights, and improvements located on the lands, and other assets of the following rancherias and reservations in the State of California shall be distributed in accordance with the provisions of this Act: Alexander Valley, Auburn, Big Sandy, Big Valley, Blue Lake, Buena Vista, Cache Creek, Chicken Ranch, Chico, Cloverdale, Cold Springs, Elk Valley, Guidiville, Graton, Greenville, Hopland, Indian Ranch, Lytton, Mark West, Middletown, Montgomery Creek, Mooretown, Nevada City, North Fork, Paskenta, Picayune, Pinoleville, Potter Valley, Quartz Valley, Redding, Redwood Valley, Robinson, Rohnerville, Ruffeys, Scotts Valley, Smith River, Strawberry Valley, Table Bluff, Table Mountain, Upper Lake, Wilton.

SEC. 2. (a) The Indians who hold formal or informal assignments on each reservation or rancheria, or the Indians of such reservation or rancheria, or the Secretary of the Interior after consultation with such Indians, shall prepare a plan for distributing to individual Indians the assets of the reservation or rancheria, including the assigned and the unassigned lands, or for conveying such assets to a corporation or other legal entity organized or designated by the group, or for conveying such assets to the group as tenants in common. The Secretary shall provide such assistance to the Indians as is necessary to organize a corporation or other legal entity for the purposes of this Act.

(b) General notice shall be given of the contents of a plan prepared pursuant to subsection (a) of this section and approved by the Secretary, and any Indian who feels that he is unfairly treated in the proposed distribution of the property shall be given an opportunity to present his views and arguments for the consideration of the Secretary. After such consideration, the plan or a revision thereof shall be submitted for the approval of the adult Indians who will participate in the distribution of the property, and if the plan is approved by a majority of such Indians who vote in a referendum called for that purpose by the Secretary the plan shall be carried out. It is the intention of Congress that such plan shall be completed not more than three years after it is approved.

(c) Any grantee under the provisions of this section shall receive an unrestricted title to the property conveyed, and the conveyance shall be recorded in the appropriate county office.

(d) No property distributed under the provisions of this Act shall at the time of distribution be subject to any Federal or State income tax. Following any distribution of property made under the provisions of this Act, such property and any income derived therefrom by the distributee shall be subject to the same taxes, State and Federal, as in the case of non-Indians: Provided, That for the purpose of capital gains or losses the base value of the property shall be the value of the property when distributed to the individual, corporation, or other legal entity.



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SEC. 3. Before making the conveyances authorized by this Act on any rancheria or reservation, the Secretary of the Interior is directed:

(a) To cause surveys to be made of the exterior or interior boundaries of the lands to the extent that such surveys are necessary or appropriate for the conveyance of marketable and recordable titles to the lands.

(b) To complete any construction or improvement required to bring Indian Bureau roads serving the rancherias or reservations up to adequate standards comparable to standards for similar roads of the State or subdivision thereof. The Secretary is authorized to contract with the State of California or political subdivisions thereof for the construction or improvement of such roads and to expend under such contracts moneys appropriated by Congress for the Indian road system. When such roads are transferred to the State or local government the Secretary is authorized to convey rights-of-way for such roads, including any improvements thereon.

(c) To install or rehabilitate such irrigation or domestic water systems as he and the Indians affected agree, within a reasonable time, should be completed by the United States.

(d) To cancel all reimbursable indebtedness owing to the United States on account of unpaid construction, operation, and maintenance charges for water facilities on the reservation or rancheria.

(e) To exchange any lands within the rancheria or reservation that are held by the United States for the use of Indians which the Secretary and the Indians affected agree should be exchanged before the termination of the Federal trust for non-Indian lands and improvements of approximately equal value.

SEC. 4. Nothing in this Act shall abrogate any water right that exists by virtue of the laws of the United States. To the extent that the laws of the State of California are not now applicable to any water right appurtenant to any lands involved herein they shall continue to be inapplicable. While the water right is in Indian ownership for a period not to exceed fifteen years after the conveyance pursuant to this Act of an unrestricted title thereto, and thereafter the applicability of such laws shall be without prejudice to the priority of any such right not theretofore based upon State law. During the time such State law is not applicable the Attorney General shall represent the Indian owner in all legal proceedings, including proceedings before administrative bodies, involving such water right, and in any necessary affirmative action to prevent adverse appropriation of water which would encroach upon the Indian water right.

SEC. 5. (a) The Secretary of the Interior is authorized to convey without consideration to Indians who receive conveyances of land pursuant to this Act, or to a corporation or other legal entity organized by such Indians, or to a public or non-profit body, any federally owned property on the reservations or rancherias subject to this Act that is not needed for the administration of Indian affairs in California.

(b) For the purposes of this Act, the assets of the Upper Lake Rancheria and the Robinson Rancheria shall include the one-hundred-and sixty-acre tract set aside as a wood reserve for the Upper Lake Indians by secretarial order dated February 15, 1907.

(c) The Secretary of the Interior is authorized to sell the five hundred and sixty acres of land, more or less, which were withdrawn from entry, sale, or other dis-

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position, and set aside for the Indians of Indian Ranch, Inyo County, California, by the Act of March 3, 1928 (45 Stat. 162), and to distribute the proceeds of sale among the heirs of George Hanson.

SEC. 6. The Secretary of the Interior shall disburse to the Indians of the rancherias and reservations that are subject to this Act all funds of such Indians that are in the custody of the United States.

SEC. 7. Nothing in this Act shall affect any claim filed before the Indian Claims Commission, or the right, if any, of the Indians subject to this Act to share in any judgment recovered against the United States on behalf of the Indians of California.

SEC. 8. Before conveying or distributing property pursuant to this Act, the Secretary of the Interior shall protect the rights of individual Indians who are minors, non compos mentis, or in the opinion of the Secretary in need of assistance in conducting their affairs, by causing the appointment of guardians for such Indians in courts of competent jurisdiction, or by such other means as he may deem adequate, without application from such Indians, including but not limited to the creation of a trust for such Indians' property with a trustee selected by the Secretary, or the purchase by the Secretary of annuities for such Indians.

SEC. 9. Prior to the termination of the Federal trust relationship in accordance with the provisions of this Act, the Secretary of the Interior is authorized to undertake, within the limits of available appropriations, a special program of education and training designed to help the Indians to earn a livelihood, to conduct their own affairs, and to assume their responsibilities as citizens without special services because of their status as Indians. Such program may include language training, orientation in non-Indian community customs and living standards, vocational training and related subjects, transportation to the place of training or instruction, and subsistence during the course of training or instruction. For the purposes of such program, the Secretary is authorized to enter into contracts or agreements with any Federal agency from undertaking any other program for the education and training of Indians with funds appropriated to it.

SEC. 10. (a) The plan for the distribution of the assets of a rancheria or reservation, when approved by the Secretary and by the Indians in a referendum vote as provided in subsection 2 (b) of this Act, shall be final, and the distribution of assets pursuant to such plan shall not be the basis for any claim against the United States by an Indian who receives or is denied a part of the assets distributed.

(b) After the assets of a rancheria or reservation have been distributed pursuant to this Act, the Indians who receive any part of such assets, and the dependent members of their immediate families, shall not be entitled to any of the services performed by the United States for Indians because of their status as Indians, all statutes of the United States which affect Indians because of their status as Indians shall be inapplicable to them, and the laws of the several States shall apply to them in the same manner as they apply to other citizens or persons within their jurisdiction. Nothing in this act, however, shall affect the status of such persons as citizens of the United States.

SEC. 11. The constitution and corporate charter adopted pursuant to the act of June 18, 1934 (48 Stat. 984), as amended, by any rancheria or reservation subject to this Act shall be revoked by the Secretary of the Interior when a plan is approved by a majority of the adult Indians thereof pursuant to subsection 2 (b) of this Act.

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SEC. 12. The Secretary of the Interior is authorized to issue such rules and regulations and to execute or approve such conveyancing instruments as he deems necessary to carry out the provisions of this Act.

SEC. 13. There is authorized to be appropriated not to exceed \$509,235 to carry out the provisions of this Act.

Approved August 18, 1966.

SUBCHAPTER V—TERMINATION OF FEDERAL-INDIAN RELATIONSHIPS

SUBCHAPTER V—TERMINATION OF FEDERAL-INDIAN RELATIONSHIPS [ADDED]

PART 242—CALIFORNIA RANCHERIAS AND RESERVATIONS—DISTRIBUTION OF ASSETS

Sec.	
242.1	Purpose and scope.
242.2	Definitions.
242.3	Plan of distribution.
242.4	General notice.
242.5	Objections to plan.
242.6	Referendum.
242.7	Beneficial interest.
242.8	Organized rancheria or reservation.
242.9	Rancheria or reservation business corporation.
242.10	Proclamation.

AUTHORITY: §§ 242.1 to 242.10 issued under sec. 12 of the Act of August 18, 1958 (72 Stat. 619).

SOURCE: §§ 242.1 to 242.10 appear at 24 F.R. 4653, June 9, 1959.

§ 242.1 Purpose and scope.

The purpose of this part is to provide policies and procedures governing the distribution of the assets of the following rancherias and reservations in the State of California: Alexander Valley, Auburn, Big Sandy, Big Valley, Blue Lake, Buena Vista, Cache Creek, Chicken Ranch, Chico, Cloverdale, Cold Springs, Elk Valley, Guidiville, Graton, Greenville, Hopland, Indian Ranch, Lytton, Mark West, Middletown, Montgomery Creek, Mooretown, Nevada City, North Fork, Paskenta, Picayune, Pinoleville, Potter Valley, Quartz Valley, Redding, Redwood Valley, Robinson, Rohnerville, Ruffeys, Scotts Valley, Smith River, Strawberry Valley, Table Bluff, Table Mountain, Upper Lake and Wilton.

§ 242.2 Definitions.

As used in this part, terms shall have the meanings set forth in this section.

(a) "Adult Indian" means any Indian who is an adult under the laws of the State in which he is domiciled.

(b) "Distributee" means any Indian who is entitled to receive, under a plan prepared pursuant to section 2 of the Act of August 18, 1958 (72 Stat. 619), any assets of a rancheria or reservation.

(c) "Dependent members", as used in the phrase "dependent members of their immediate families", includes all persons for whose support the distributee is legally liable according to the laws of the State of California and who are related by blood or adoption or by marriage, including common law or customary marriage, who are domiciled in the household of the distributee, and who receive more than one-half of their support from such distributee.

(d) "Formal assignment" means any privilege of use and/or occupancy of the real property of a rancheria or reservation which is evidenced by a document in writing.

(e) "Informal assignment" means any privilege or claim of privilege of use and/or occupancy of the real property of a rancheria or reservation, not based on an instrument in writing.

§ 242.3 Plan of distribution.

The plan of distribution to be prepared under section 2 of the Rancheria Act shall be in writing and may be prepared by those Indians who hold formal or informal assignments on the rancheria or reservation involved, or by those Indians who have or claim to have some special relationship to the particular rancheria or reservation involved, not shared by Indians in general, or may be prepared by the Secretary of the Interior after consultation with such Indians. Any such plan must be approved by the Secretary before submission to the distributees for approval. Such plan shall provide for a description of the class of persons who shall be entitled to participate in the distribution of the assets and shall identify, by name and last known address, those persons to be distributees under the plan and dependent members of their immediate family.

§ 242.4 General notice.

When the Secretary has approved a plan for the distribution of the assets of a rancheria or reservation, a general



§ 242.5

Title 25--Chapter I

§ 242.9

notice of the contents of such plan shall be given in the following manner:

(a) Service by regular mail, or in person, of a copy of the plan to those who participated in the drafting of the plan, and to the distributees named in the plan.

(b) Service by regular mail, or in person, of a copy of the plan to all other persons who have indicated by a letter addressed to the Area Director that they claim an interest in the assets of the rancharia or reservation involved.

(c) Posting a copy of the plan in a public place on the rancharia or reservation, and in the Post Office serving the rancharia or reservation.

§ 242.5 Objections to plan.

Any Indian who feels that he is unfairly treated in the proposed distribution of the property of a rancharia or reservation as set forth in a plan prepared and approved under § 242.3 may, within 30 days after the date of the general notice, submit his views and arguments in writing to the Area Director, Bureau of Indian Affairs, P.O. Box 749, Sacramento, California. The Area Director shall act for persons who are minors or non compos mentis if he finds that such persons are unfairly treated in the proposed distribution of the property. Such views and arguments shall be promptly forwarded by the Area Director for consideration by the Secretary.

§ 242.6 Referendum.

After consideration by the Secretary of all views and arguments, the plan or a revision thereof, and a notice of a referendum meeting, shall be sent by registered mail, return receipt requested, to each distributee. Thereafter, the Secretary shall cause a referendum to be held at a general meeting of the distributees, at the time and place set forth in the notice of the meeting. Any adult Indian distributee may indicate his acceptance or rejection of the plan by depositing his ballot in a ballot box at the meeting place or by mailing his ballot to the Area Director, Bureau of Indian Affairs, P.O. Box 749, Sacramento, California, clearly marked on the envelope the rancharia or reservation referendum for which the ballot is being submitted. All ballots which are mailed shall be posted so as to be received at least two days before the date set for the referendum meeting. Ballots received thereafter shall not be

accepted. At the close of the meeting all ballots shall be counted; and if the plan is approved by a majority of the adult Indian distributees, it shall be final and shall take effect on the date approved.

§ 242.7 Beneficial interest.

Upon approval of a plan or a revision thereof by the Secretary of the Interior, and acceptance by a majority of the adult Indian distributees, the distributees listed in the plan shall be the final list of Indians entitled to participate in the distribution of the assets of the rancharia or reservation and the rights or beneficial interests in the property of each person whose name appears on this list shall constitute vested property which may be inherited or bequeathed but shall not otherwise be subject to alienation or encumbrance before the transfer of title to such property.

§ 242.8 Organized rancharia or reservation.

When a plan for the distribution of the assets of a rancharia or reservation organized under section 16 of the Indian Reorganization Act (25 U.S.C. 476) shall have been approved and adopted at a referendum held for the purpose, the governing body of such constitutional rancharia or reservation shall cause a final financial statement to be prepared, including a certificate that all the obligations and debts of said rancharia or reservation have been liquidated or adjusted and that all the assets have been or are simultaneously therewith conveyed to persons or groups authorized by law to receive them which may include any organization under State law. The constitution of the group shall upon receipt of a satisfactory certificate of completion be revoked by the Secretary.

§ 242.9 Rancharia or reservation business corporation.

When a plan for the distribution of the assets of a tribal business corporation has been approved and adopted by a referendum held for the purpose, the Board of Directors, or equivalent, of such Indian business corporation shall cause a final financial statement to be prepared and submitted to the Area Director, including a certificate that all the obligations and debts of said corporation have been liquidated or adjusted and that all the assets of such corporation have been or

§ 242.10

Title 25--Chapter I

§ 242.10

are simultaneously therewith conveyed to persons or corporations authorized by law to receive them. The charter of the group shall upon receipt of a satisfactory certificate of completion be revoked by the Secretary.

§ 242.10 Proclamation.

When the provisions of a plan have been carried out to the satisfaction of the Secretary, he shall publish in the **FEDERAL REGISTER** a proclamation declaring that the special relationship of the United States to the rancheria or reservation and to the distributees and the dependent members of their immediate families is terminated. The proclamation shall list the names of the distributees and dependent members of their immediate families who are no longer entitled to any services performed by the United States for Indians because of their status as Indians.

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Citation:

Chase California Codes: Containing Civil, Probate,
Penal Codes and Code of Civil Procedure, with Multiple
Index (1947).

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gations of mutual respect, fidelity and support. **Leg.H.** 1872.

Anno. 13 Cal.J. 801-804; 30 C.J. 506; 13 RCL. 983; A.Dig. Husband & W. §1; McK.D. Husband & W. §4.

New—W.S.C.L. Husband & Wife §5.

§156. Husband Head of Family and Chooser of Home.—The husband is the head of the family. He may choose any reasonable place or mode of living, and the wife must conform thereto. **Leg.H.** 1872.

Anno. 13 Cal.J. 801-804; 30 C.J. 510 §16, 18; 13 RCL. 984; A.Dig. Husband & W. §3 (1); McK.D. Husband & W. §4, Divorce §37.

New—W.S.C.L. Husband & Wife §5.

§157. Separate Property Interests, Common Rights in Home.—Neither husband nor wife has any interest in the property of the other, but neither can be excluded from the other's dwelling. **Leg.H.** 1872.

Anno. 13 Cal.J. 819; 30 C.J. 508; 13 RCL. 989-992; A.Dig. Husband & W. §6-12; McK.D. Husband & W. §4, 24, 34.

New—W.S.C.L. Husband & Wife §1.

§158. Property Contracts Between, and With Others.—Either husband or wife may enter into any engagement or transaction with the other, or with any other person, respecting property, which either might if unmarried; subject, in transactions between themselves, to the general rules which control the actions of persons occupying confidential relations with each other, as defined by the title on trusts. **Leg.H.** 1872.

Also post §177.

Anno. 5 Cal.J. 346-352; 30 C.J. 584; 13 RCL. 1351; A.Dig. Husband & W. §14, 15, 17; McK.D. Husband & W. §154 et seq. §7, 126.

New—W.S.C.L. Contracts §112; Husband & Wife §§1, 2, 3.

§159. Limitation on Power to Contract with Each Other.—Separation Agreements.—A husband and wife cannot, by any contract with each other, alter their legal relations, except as to property, and except that they may agree, in writing, to an immediate separation, and may make provision for the support of either of them and of their children during such separation. **Leg.H.** 1872, 1873 p. 193.

Anno. 5 Cal.J. 272-274; 30 C.J. 521, 526, 530; 13 RCL. 1351; 9 Id. 524; A.Dig. Husband & W. §36, 277; McK.D. Divorce §309, Husband & W. §154, 7, 24.

New—W.S.C.L. Contracts §188; Parent & Child §8; Husband & Wife §4.

§160. Consideration.—The mutual consent of the parties is a sufficient consideration for such an agreement as is mentioned in the last section. **Leg.H.** 1872.

Anno. 5 Cal.J. 273; 30 C.J. 1061; 9 RCL. 528;

A.Dig. Husband & W. §278(5); McK.D. Divorce & Separation §310; Husband & W. §157.

New—W.S.C.L. Husband & Wife §4.

§161. Tenure of Property.—A husband and wife may hold property as joint tenants, tenants in common, or as community property. **Leg.H.** 1872.

Anno. 13 Cal.J. 807; 30 C.J. 564 §96; 13 RCL. 1046-1051; A.Dig. Husband & W. §68; McK.D. Cotenancy §2, 11; Husband & W. §24, 29, 34.

New—W.S.C.L. Husband & Wife §1.

§161a. — Community Property.—The respective interests of the husband and wife in community property during continuance of the marriage relation are present, existing and equal interests under the management and control of the husband as is provided in sections 172 and 172a of the Civil Code. This section shall be construed as defining the respective interests and rights of husband and wife in community property. **Leg.H.** 1927 p. 484 ch. 265.

Payment under terms of life insurance policy discharge insurer from all claims unless insurer has received notice of valid claims against policy. See §10172 of Insurance Code, Stats. 1941 ch. 272.

Anno. 5 Cal.J. 335; 31 C.J. 82; 5 RCL. 850; A.Dig. Husband & W. §265; McK.D. Husband & W. §96, 99.

New—W.S.C.L. Taxation §101.

§162. Separate Property of Wife.—All property of the wife, owned by her before marriage, and that acquired afterwards by gift, bequest, devise, or descent, with the rents, issues, and profits thereof, is her separate property. The wife may, without the consent of her husband, convey her separate property. **Leg.H.** 1872.

Anno. 13 Cal.J. 815; 30 C.J. 526; 31 Id. 20-47; 13 RCL. 1046, 1051; A.Dig. Husband & W. §110; McK.D. Husband & W. §34 et seq.

New—W.S.C.L. Husband & Wife §1.

§163. Separate Property of Husband.—All property owned by the husband before marriage, and that acquired afterwards by gift, bequest, devise, or descent, with the rents, issues, and profits thereof, is his separate property. **Leg.H.** 1872.

Anno. 13 Cal.J. 815; 30 C.J. 521; 31 Id. 20-47; 13 RCL. 1147; A.Dig. Husband & W. §6, 68; McK.D. Husband & W. §34 et seq.

§164. Community Property.—Presumption from Mode of Acquisition.—All other property acquired after marriage by either husband or wife, or both, including real property situated in this State and personal property wherever situated, heretofore or hereafter acquired while domiciled elsewhere, which would not have been the separate property of either if acquired while domiciled in this State, is community

property; but whenever any real or personal property, or any interest therein or encumbrance thereon, is acquired by a married woman by an instrument in writing, the presumption is that the same is her separate property, and if acquired by such married woman and any other person the presumption is that she takes the part acquired by her, as tenant in common, unless a different intention is expressed in the instrument; except, that when any of such property is acquired by husband and wife by an instrument in which they are described as husband and wife, unless a different intention is expressed in the instrument, the presumption is that such property is the community property of said husband and wife. The presumptions in this section mentioned are conclusive in favor of [1] any person dealing in good faith and for a valuable consideration with such married woman or her legal representatives or successors in interest, and regardless of any change in her marital status after acquisition of said property.

In cases where a married woman has conveyed, or shall hereafter convey, real property which she acquired prior to May 19, 1889, the husband, or his heirs or assigns, of such married woman, shall be barred from commencing or maintaining any action to show that said real property was community property, or to recover said real property from and after one year from the filing for record in the recorder's office of such conveyances, respectively. Leg.H. 1872, 1889 p. 328, 1893 p. 71, 1897 p. 63, 1917 p. 827, 1923 p. 746, 1927 p. 826 ch. 487, 1935 ch. 707, 1941 ch. 455.

§164. 1941 Deletes. 1. a purchaser, encumbrancer, payor, or any other person dealing with such married woman in good faith and for a valuable consideration.

§164. 1935 Leg. A comma was deleted after the word "State" in the 4th line: starting in the 16th line "Married woman and [her husband, or by her and] any other person [.] the presumption is that she takes the part acquired by her, as tenant in common, unless a different intention is expressed in the instrument; except, that when any of such property is acquired by husband and wife, by an instrument in which they are described as husband and wife, unless a different intention is expressed in the instrument, the presumption is that such property is the community property of said husband and wife. The [and the] presumptions in this section mentioned are conclusive in favor." The above words in brackets were deleted and the words in bold face type were added; in the last paragraph after the words "real property" in the sixth from last line the following was deleted: ", as follows: As to conveyances heretofore made from and after one year from the

date of the taking effect of this act; and as to conveyances hereafter made."

Anno. 5 Cal.J. 265; 31 C.J. 555; 5 RCL 844; A.Dig. Husband & W. §262; McK.D. Husband & W. §34 et. seq.

§165. Declaration of Wife's Separate Property.—Acknowledgment and Recording.—A full and complete inventory of the separate personal property of [1] either spouse may be made out and signed by [2] such spouse, acknowledged or proved in the manner required by law for the acknowledgment or proof of a grant of real property [3], and recorded in the office of the recorder of the county in which the parties reside. Leg.H. 1872, 1935 ch. 102.

§165. 1935 Deletes. 1. the wife 2. her 3. by an unmarried woman.

Anno. 1 Cal.J. 277; 5 Id. 270; 30 C.J. 532; 5 RCL 847; 13 Id. 1154; A.Dig. Husband & W. §111, 246; McK.D. Husband & W. §110.

§166. Constructive Notice.—The filing of the inventory in the recorder's office is notice and prima facie evidence of the title of the [1] party filing such inventory. Leg.H. 1872, 1873 p. 193, 1935 ch. 102.

§166. 1935 Deletes. 1. wife

Anno. 1 Cal.J. 225; 30 C.J. 532; 13 RCL 1154; A.Dig. Husband & W. §111; McK.D. Husband & W. §110.

§167. Liabilities Charged to Community.—Debts of Wife.—The property of the community is not liable for the contracts of the wife, made after marriage, unless secured by a pledge or mortgage thereof executed by the husband. Except as otherwise provided by law, the earnings of the wife are liable for her contracts heretofore or hereafter made before or after marriage. Leg.H. 1872, 1873 p. 193, 1937 ch. 508.

Anno. 5 Cal.J. 353-355; 13 Cal.J. 803; 31 C.J. 102-107, 112; 5 RCL 858; 13 RCL 1095; A.Dig. Husband & W. §68, 259; McK.D. Husband & W. §102 et seq.

§168. Earnings of Wife Exempt—Exception. The earnings of the wife are not liable for the debts of the husband; but, except as otherwise provided by law, such earnings shall be liable for the payment of debts, heretofore or hereafter contracted by the husband or wife for the necessities of life furnished to them or either of them while they are living together. Leg.H. 1872, 1937 ch. 508.

Anno. 13 Cal.J. 804; 15 Cal.J. 1008 §17; 31 C.J. 105, 113; 5 RCL 842 §21; 13 Id. 1149 §173; 13 RCL 1193; A.Dig. Husband & W. §131(6), 167, 259; McK.D. Husband & W. §61, 125.

§169. Earnings and Cumulations While Living Apart from Husband.—The earnings and accumulations of the wife, and of

Jul 06 18 02:20p

RFOlney FLC

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p.7

Mooretown

September 15, 1958

United States
Department of the Interior
Bureau of Indian Affairs
Sacramento Area Office
Sacramento 4, California

Dear Sirs:

In reference to Public Law 85-671, we, the undersigned, summarize our reasons for asking for a clear fee simple title to the land we are occupying.

I, Robert Jackson and my wife Ina Jackson, have lived here on Mooretown Rancheria as sole residents for nineteen years.

At the time we took up our residence here, there was only a small cabin in run-down condition on the place. We made necessary repairs so that we could live in it. There were also a few fruit trees in neglected condition that required much work to make them produce again.

As I was still able to work at that time, we saved and started to make improvements. We started a new house which we completed over the years. We also planted new fruit trees and cleared a large garden area and fenced it in.

During our years here we also had electricity brought in to the place and had our house wired. As there were interruptions in our water supply, we had to build a small reservoir and install a pressure system. This supplies water to our house.

Two years ago we added a bathroom to our house and had butane gas installed which we use for cooking and the water heater.

All this has been accomplished through our own means over the years. We have endeavored to make a home for ourselves according to the best of our means and ability, without any help.

- 2 -

As early as 1948, when we first contacted the Bureau of Indian Affairs in reference to securing a trust patent, the former area director, Walter Wochlke, gave us the right to make improvements, and assured us they would be safe.

Therefore it has been our hope for years to one day have clear title to the land we occupy, that we could rest assured we own our home and to protect our investments and labor we have expended here.

Sincerely yours,

Signed Robert Jackson
Robert Jackson

Signed Ina D. Jackson
Ina Jackson

Written by Herman Steidl
Herman Steidl
2705 Fay Way
Oroville, California

RECEIVED
JUL 11 1968
DIVISION OF LAND

Jul 06 18 02:19p

RF Olney FLC



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS
WASHINGTON 25, D. C.

IN REPLY REFER TO:
Tribal Programs
3750-59

WFW

Mrs. Kate Brooks Archuleta
2716 Mitchell Avenue
Orville, California

Dear Mrs. Archuleta:

MAR 27 1959

In your letter of appeal which reached our office on March 23 you and the other signers are claiming all tribal rights on Mooretown rancheria. We assume you are talking about the N/2 of NE/4 Sec. 23, T. 20 N., R. 6E, M.D.M. which is the eastern most of the two eighty-acre tracts making up the rancheria. Our records show that your stepfather and his family have lived on this tract since before it was purchased by the government in 1915.

Our records also show that Mr. Robert Jackson and his wife Ina Jackson have lived on the other eighty-acre tract, described as the N/2 of NE/4 Sec. 22, T. 20 N., R. 6 E., M.D.M. This parcel, although it is half a mile from the eastern tract, is considered part of the Mooretown rancheria.

The Rancheria Act, which makes possible the division of the lands on the Mooretown rancheria among the Indians who have an interest on this land, states that those Indians must make a plan setting forth how they want the land divided. If the Indians at Mooretown feel they need help in writing such a plan, we are sure the Area Director at Sacramento will give them this assistance as he has been delegated the authority to do this.

Until we receive your plan in this office we cannot comment on its merits or accept any appeals. We are sending Mr. Leonard M. Hill, the Area Director, a copy of your letter of appeal for his information.

Sincerely yours,

(Sgd) HOMER B. JENKINS

ASSISTANT Commissioner

cc: AD, Sacramento

Jul 06 18 02:24p

RFOlney FLC

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p.16

Oroville, California
September 2, 1958

United States Department of Interior
Bureau of Indian Affairs
Sacramento Area Office
Sacramento 4, California

Gentlemen:

In 1904 my mother, Rose Brooks, myself and a sister, now deceased, went to live on property which is now the Mooretown Rancheria, Butte County, California. After my father's death my mother married Fred Taylor. In 1916 my mother and step-father, Rosie Taylor and Fred Taylor, were assigned the rancheria known as Mooretown, Butte County, California consisting of 80 acres. At that time I was attending Indian School in Nevada. Thereafter my mother and step-father had two children, Elwood Taylor and Mamie Taylor Potts. My mother, Rosie Taylor, died in 1946. I have lived on the rancheria all my life except when I was away at school as a young girl and during the last few years I have been spending the winters in Oroville and the summers on the rancheria at Mooretown in a home constructed by my husband and myself about 37 years ago.

I understand that your bureau, under Public Law 85-671 will make distribution of these rancheria's soon. I would prefer and do hereby request that my share of the Mooretown Rancheria which I understand is 20 acres, and my share of the money to be distributed, be distributed to me individually rather than to me, my step-father and step-brother and step-sister jointly.

Sincerely,

Kate Brooks Archuleta

Kate Brooks Archuleta

Jul 06 18 02:22p

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p.11



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS
WASHINGTON 25, D. C.

IN RE: Tribal Programs
3492-59

Mr. Robert Jackson
Moorstown Indian Rancheria
Feather Falls, Star Route
Orville, California

MAR 27 1968

Dear Mr. Jackson:

We know that you and your wife are concerned over the distribution of the assets of the Moorstown rancheria. Let us reassure you that you will not lose any of the investments you have made on this land. There are other Indians who are claiming certain portions of one of the two eighty-acre plots which make up the rancheria, but we do not think their claims involve any of the interests you have on this property.

All of the Indians who have any interest on the rancheria must make a plan for the distribution of the lands. This plan must be approved by the Secretary of the Interior and accepted by everyone who will receive a parcel of the land. If the Indians need any help in making the plan, our Area Director in Sacramento has been given the authority to assist them. We must have the distribution plan sent to us for study before we can determine whether the proposed distribution of the land is equitable.

We are sending Mr. Leonard M. Hill, the Area Director, a copy of your letter of March 15. He will assist you and the other Indians of the rancheria in making your plan (if you feel you need his help. We want to assure you and your wife again that your interests at Moorstown will be protected.

Sincerely yours,

(Sgd) HOMER A. HILL

ACTING ASST

Commissioner

cc: AD, Sacramento
350



IN REPLY REFER TO:
Tribal Programs
103.3

UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF INDIAN AFFAIRS
Sacramento Area Office
P. O. Box 749
Sacramento 4, California



APR 9 1958

AIR MAIL

Commissioner, Bureau of Indian Affairs

Washington 25, D. C.

Attention: Legislative Associate
Commissioner

Dear Sir:

Inasmuch as Mooretown Rancheria has been the subject of correspondence between you and Congressman Engle and since there is the possibility that the rancheria may be added to the Rancheria Bill, the following information is furnished.

Mooretown Rancheria is located about one and one-half miles from the town of Feather Falls in Butte County, California. It consists of two eighty acre tracts, one-half mile apart. The eastern tract was purchased in 1915 from the Central Pacific Railway. It is presently occupied by Mr. Fred Taylor who, according to the enclosed statement, has lived continuously on the rancheria since prior to its purchase by the Federal Government. The second house on this tract belongs to Mr. Taylor's step-daughter, Mrs. Katy Archuleta, who presently lives in the neighboring town of Oroville but whose non-Indian husband, and occasionally some of their children, continue to occupy the house.

101

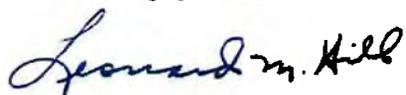
The western tract, which was set aside by Executive Order of June 6, 1894, has been occupied for the past eighteen years by Mr. and Mrs. Robert Jackson. Mr. Engle's letter to you of March 18, 1958, refers to a letter of February 4, 1958, written on behalf of Mr. Jackson by a son-in-law, Herman Steidel. Enclosed are copies of a letter written in 1954 and on January 9, 1958, also in Mr. Jackson's behalf.

Both portions of the rancheria are presently served with adequate roads. Both the Taylor and the Jackson homes have electricity and obtain domestic water from good springs which have been developed and are pumped to the houses. Both residents have rights to irrigation water from a ditch crossing the rancheria. Both Mr. and Mrs. Jackson and Mr. Taylor receive Old Age Security payments



from the Butte County Welfare Department. The exterior boundaries of the rancheria were surveyed by this office in March of 1954. The land is used primarily for home sites and is not arable except for a small garden plot adjoining each house. Should title to the rancheria be transferred to the resident occupants, no particular problems or difficulties are foreseen except the possible need for internal surveys. A work sheet such as was furnished for other rancherias in the group is enclosed.

Sincerely yours,

A handwritten signature in blue ink that reads "Leonard M. Hill". The signature is written in a cursive style with a large initial "L".

Area Director

Enclosures 5

JK

September 15, 1958



United States
Department of the Interior
Bureau of Indian Affairs
Sacramento Area Office
Sacramento 4, California

Dear Sirs:

Inreference to Public Law 85-671, we, the undersigned, summarize our reasons for asking for a clear fee simple title to the land we are occupying.

I, Robert Jackson and my wife Ina Jackson, have lived here on Mooretown Rancheria as sole residents for nineteen years.

At the time we took up our residence here, there was only a small cabin in run-down condition on the place. We made necessary repairs so that we could live in it. There were also a few fruit trees in neglected condition that required much work to make them produce again.

As I was still able to work at that time, we saved and started to make improvements. We started a new house which we completed over the years. We also planted new fruit trees and cleared a large garden area and fenced it in.

During our years here we also had electricity brought in to the place and had our house wired. As there were interruptions in our water supply, we had to build a small reservoir and install a pressure system. This supplies water to our house.

Two years ago we added a bathroom to our house and had propane gas installed which we use for cooking and hot water heater.

All this has been accomplished through our own means over the years. We have endeavored to make a home for ourselves according to the best of our means and ability, without any help.

EXHIBIT
tabbler 4

- 2 -

As early as 1948, when we first contacted the Bureau of Indian Affairs in reference to securing a trust patent, the former area director, Walter Wohlke, gave us the right to make improvements, and assured us they would be safe.

Therefore it has been our hope for years to one day have clear title to the land we occupy, that we could rest assured we own our home and to protect our investments and labor we have expended here.

Sincerely yours,

Signed Robert Jackson
Robert Jackson

Signed Ina D. Jackson
Ina Jackson

Written by Herman Steidl
Herman Steidl
2705 Fay Way
Croville, California

Walz
mg

March 15, 1959



United States
Department of the Interior
Bureau of Indian Affairs
Washington 25, D.C.

Dear Sirs:

In reference to Public Law 85-671, under section 2, we, the undersigned, summarize our reasons for asking for a clear fee simple title to the land we are occupying.

I, Robert Jackson and my wife Ina Jackson, have lived here on Mooretown Rancheria as sole residents for nineteen years.

At the time we took up our residence here, there was only a small cabin in run-down condition on the place. We made necessary repairs so that we could live in it. There were also a few fruit trees in neglected condition that required much work to make them produce again.

As I was still able to work at that time, we saved and started to make improvements. We started a new house which we completed over the years. We also planted new fruit trees and cleared a large garden area and fenced it in.

During our years here we also had electricity brought in to the place and had our house wired. As there were interruptions in our supply of water, we had to build a small reservoir and install a pressure system. This supplies water to our house.

Two years ago we added a bathroom to our house and had butane gas installed which we use for cooking and the water heater.

All this has been accomplished through our own means over the years. We have endeavored to make a home for ourselves according to the best of our means and ability, without any help.

As early as 1948, when we first contacted the Bureau of Indian Affairs in reference to securing a trust patent, the former area director, Walter Wohlke, gave us the right to make improvements, and assured us they would be safe.

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- 2 -

Therefore it has been our hope for years to one day have clear title to the land we occupy, that we could rest assured we own our home and to protect our investments and labor we have expanded here.

Sincerely yours,

Signed Robert Jackson
Robert Jackson

Signed Ina Jackson
Ina Jackson

Mooretown Indian Rancheria
Feather Falls, Star Route
Oroville, California

Prepared by Ferman Steidl
Ferman Steidl

Tribal Programs
3492-59

FILE COPY
SURNAME:

<i>Wally</i>
<i>Managon</i>

Mr. Robert Jackson
Mooretown Indian Rancheria
Feather Falls, Star Route
Oroville, California

Dear Mr. Jackson:

We know that you and your wife are concerned over the distribution of the assets of the Mooretown rancheria. Let us reassure you that you will not lose any of the investments you have made on this land. There are other Indians who are claiming certain portions of one of the two eighty-acre plots which make up the rancheria, but we do not think their claims involve any of the interests you have on this property.

All of the Indians who have any interest on the rancheria must make a plan for the distribution of the land. This plan must be approved by the Secretary of the Interior and accepted by everyone who will receive a parcel of the land. If the Indians need any help in making the plan, our Area Director in Sacramento has been given the authority to assist them. We must have the distribution plan sent to us for study before we can determine whether the proposed distribution of the land is equitable.

We are sending Mr. Leonard M. Hill, the Area Director, a copy of your letter of March 15. He will assist you and the other Indians of the rancheria in making your plan if you feel you need his help. We want to assure you and your wife again that your interests at Mooretown will be protected.

Sincerely yours,

Commissioner

cc: AD, Sacramento
350

Do not file
Return to
Branch of Tribal
Programs

CARBON FOR INDIAN OFFICE

EXHIBIT
6

PFWalzbgrm 3-27-59

BIA Surname
Chrony
Mailroom
Holdup

A PLAN FOR THE DISTRIBUTION OF THE ASSETS OF THE
MOORETOWN RANCHERIA, ACCORDING TO THE PROVISIONS OF
PUBLIC LAW 85-671, APPROVED AUGUST 18, 1958

The Mooretown Rancheria is comprised of 160 acres located in Butte County, California. The two parcels, one-half mile apart, are described as follows:

Parcel No. 1. N $\frac{1}{2}$ of NE $\frac{1}{4}$, Section 22, T20N., R6E., M.D.B.& M. This parcel was set aside by Secretarial Order June 12, 1894.

Parcel No. 2. N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 23, T20N., R6E., M.D.B.&M., was purchased in 1915 under the 1906-1908 Acts.

Both parcels were obtained for the landless Indians of California.

Parcel No. 1 has been the home of Robert Jackson and his family for many years, and they have been generally recognized as the only people holding formal or informal assignments there. Their children are grown and have not lived on the parcel for several years. Robert and Ina Jackson are the only Indians now living on this parcel.

Parcel No. 2 has been the home of Fred Taylor and his family for many years, and they have been generally recognized as the only people holding formal or informal assignments there. His family is grown and is not dependent upon him. He has a step-daughter, Katie Archuleta, who has built a house on the parcel and makes her home



there. Mr. Taylor and his children would like for her to have Lot No. 1 of parcel 2, twenty acres west of the railroad in the northwest corner of the eighty acres, as her share of the parcel.

A timber survey made by the Bureau of Indian Affairs in December, 1958 shows an approximate volume of 1,774,215 feet of merchantable timber. Parcel No. 1 has approximately 486,936 feet and parcel No. 2 has approximately 1,287,279 feet. Both parcels are rocky and relatively steep and used for homesites.

Land parcel No. 1 has a live spring 200 yards east of the house site that furnishes an ample supply of domestic water. A pressure pump was installed by the distributee. Irrigation water is available from the ditch that crosses the property at the northwest corner above the road.

Parcel No. 2 has an adequate supply of domestic water available from a pump-operated well and from a small stream that flows through the eastern half of this parcel. No additional water development is necessary. A railroad track crosses the property and a good sawmill adjoins the property to the north.

Parcel No. 1 has a paved road crossing the northwest corner and a graveled road crosses the parcel leading from the paved road. Parcel No. 2 has a graveled road crossing about the center in a north and south direction. All families have adequate ingress and egress and no further road development is necessary.

The exterior boundaries have been surveyed and corners established. Interior surveys will be required for parcel No. 2.

There are some funds on deposit to the credit of the rancheria in the United States Treasury. They do not have a constitution or charter and no Government buildings are involved. There is no lien against the property for unpaid operation and maintenance water charges.

The Indians listed herein are recognized as the only Indians of the rancheria who hold formal or informal assignments and are entitled to share in the distribution of the property. No minors will receive deeds in the distribution of the real estate. All distributees are fully advised of the opportunity to participate in the vocational training program afforded by the Bureau of Indian Affairs and none has indicated any interest.

The Indians of the Mooretown Rancheria desire termination under the provisions of Public Law 85-671 and request that the Bureau of Indian Affairs undertake the following actions.

1. Furnish each distributee the approximate value of his or her lot at the time of conveyance.
2. Make such surveys as are necessary to convey a merchant-able and recordable title to each lot.
3. Divide the funds that are on deposit in the United States Treasury to the credit of the Mooretown Rancheria as follows:

3/8	Fred Taylor
1/8	Katie Archuleta
1/2	Robert Jackson

4. Convey to individual Indians, according to this plan and the maps attached hereto and made a part of this plan, unrestricted title to the lands constituting the Mooretown Rancheria. Title will be subject to existing rights-of-way, easements or leases and will include such mineral and water rights as are now vested in the United States.

The distributees and the dependent members of their immediate families who will receive title to individual lots and a share of the funds involved are:

NAME	PARCEL LOT		RELATIONSHIP	BIRTHDATE	ADDRESS
	NO.	NO.			
Robert Jackson	1		Distributee	[REDACTED]-1882	Feather Falls Star Route Oroville, California
Ina Jackson			Wife	[REDACTED]-1876	Same
Katie Archuleta	2	1	Distributee	[REDACTED]-1899	Feather Falls, California
Fred Taylor	2	2	Distributee	[REDACTED]-1881	Feather Falls, California

Upon approval of this plan or a revision thereof by the Secretary of the Interior and acceptance by a majority of the adult Indian distributees, as provided in Section 2(b) of Public Law 85-671, the distributees and the dependent members of their immediate families listed in this plan shall be the final list of Indians entitled to participate in the distribution of the assets of the Mooretown Rancheria, and the rights or beneficial interests in the property of each person whose name appears in this list shall constitute vested property which

may be inherited or bequeathed but shall not otherwise be subject to alienation or encumbrance before the transfer of title to such property.

After the assets of the Mooretown Rancheria have been distributed pursuant to this plan and Public Law 85-671, the Indians who receive any part of such assets and the dependent members of their immediate families shall thereafter not be entitled to any of the services performed by the United States for these persons because of their status as Indians. All statutes of the United States which affect Indians because of their status as Indians shall not apply to them and the laws of the several states shall apply to them in the same manner as they apply to other citizens or persons within their jurisdiction. Nothing in this plan, however, shall affect the status of such persons as citizens of the United States.

The Area Director will cause the appointment of such trustees, guardians or conservators as he may deem adequate to protect the interests of individual Indians participating in the distribution of assets according to this plan, as provided in Section 8 of Public Law 85-671.

All provisions of Public Law 85-671 shall be applicable in the execution of this plan and general notice of the contents shall be given by posting a copy of this plan in the post office at Feather Falls, Butte County, California, by posting a copy in a prominent place on the Mooretown Rancheria, by mailing a copy to the head of each individual family participating in this plan and by mailing a copy to any person who advises the Sacramento Area Office that he feels that he may have a material interest in the plan.

This plan has been prepared by the Area Director, Bureau of Indian Affairs, Sacramento Area Office, pursuant to the authority delegated on February 26, 1959, and after consultation with the Indians of the Mooretown Rancheria.

Approved, with authority retained to revise or change if appears are received within 30 days after general notice to this plan is given.

H. REX LEE
Commissioner

Date July 21, 1959

Final approval of Secretary of the Interior given on October 13, 1959.

Accepted by distributees in a referendum by majority vote.

Effective date of plan is October 29, 1959.

THE NATIONAL ARCHIVES
LITTEA
SCRIPTA
MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 26 NUMBER 146

Washington, Tuesday, August 1, 1961

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Volume 74

**UNITED STATES
STATUTES AT LARGE**

[86th Cong., 2d Sess.]

Contains laws and concurrent resolutions enacted by the Congress during 1960, proposed amendment to the Constitution, and Presidential proclamations

Price: \$8.75

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the United States or have declared their intention to become a citizen of the United States, and there will be reserved to the United States rights-of-way and minerals to the same extent as patents issued under the homestead laws. The owner of any crops located on any of the tracts, blocks or lots may remove the same up to but not later than December 31, 1961, and the owner of any improvements other than crops may remove the same up to but not later than December 31, 1962: F. Duffy Murry, Irrigation Division, Regional Office, Bureau of Reclamation, Billings, Montana, has been designated as superintendent of sale and as auctioneer.

4. *Terms of sale.* Full payment for the tracts, blocks and lots must be made in cash on the date of the sale.

5. *Authority of the superintendent.* The superintendent conducting the sale is authorized to refuse any and all bids

for any tract, block or lot and to suspend, adjourn, and postpone the sale of any tract, block or lot to such time and place as he may deem proper. After all the tracts, blocks and lots have been offered, the superintendent will close the sale. Any tract, block or lot remaining unsold will be subject to private sale by the Manager, Land Office, Bureau of Land Management, Billings, Montana, excepting that the Commissioner, Bureau of Reclamation, or his delegated representative, may cancel this sale order at any time with the concurrence of the State Supervisor, Bureau of Land Management.

6. *Warning.* All persons are warned against forming any combination or agreement which will prevent any tract, block or lot from selling advantageously or which will in any way hinder or embarrass the sale. Any person so offending will be prosecuted under 18 U.S.C. 1860.

Chicken Ranch Rancheria, 40 acres, E 1/4 E 1/4, NE 1/4 of Sec. 26, T. 2 N., R. 14 E., M. D. M., Tuolumne County, Calif.

Ira B. Connolly.....	2-5-04	Jamestown, Calif.
Iazel Connolly.....	1-2-40	Do.
Arrestina Connolly.....	8-28-41	Do.
Pansy Jacobs.....	12-19-10	Do.
Walter Edwards.....	4-14-01	Do.
Inez E. Mathieson.....	12-22-20	P.O. Box 501, Jamestown, Calif.
Lloyd R. Mathieson.....	5-8-40	Do.
Loren W. Mathieson.....	8-7-44	Do.
Clot L. Mathieson.....	9-25-48	Do.
Carl D. Mathieson.....	12-1-49	Do.
Jack Bean.....	9-24-22	Box 313, Sonora, Calif.
Anna Louise Bean.....	2-11-45	Do.
Margare Esther Bean.....	7-28-48	Do.
Sam Rhoan.....	8-12-1900	Box 415, Jamestown, Calif.
Maude Rhoan.....	5-30-03	Do.
John Kelly.....	10-2-81	Box 313, Sonora, Calif.

Lytton Rancheria, 50 acres in Sec. 4, T. 9 N., R. 9 W., M. D. M., Sonoma County, Calif.

Romeo F. Steele.....	11-1-21	725 Hudspeth St., Santa Rosa Calif.
Daniel T. Steele.....	2-10-20	561 Alexander Valley Rd., Healdsburg, Calif.
Carol Joyce Steele.....	1-15-32	Do.
Sharon James Steele.....	3-10-53	Do.
Daniel Thomas Steele, Jr.....	6-16-54	Do.
Janice Elaine Steele.....	8-24-56	Do.
Bert Steele.....	7-22-57	Do.
Sarah Gonzales.....	11-7-23	311 Boyce St., Santa Rosa, Calif.
Donald Gonzales.....	5-2-45	Do.
Angella Gonzales.....	12-10-46	Do.
Donna Gonzales.....	12-24-49	Do.
Kenneth Gonzales.....	1-18-51	Do.
Henry Gonzales.....	8-9-52	Do.
Mary Steele.....	4-14-04	725 Hudspeth St., Santa Rosa, Calif.
Edward Steele.....	9-17-50	Do.
Resaline Madera Quinino.....	2-28-18	1611 West Side Rd., Healdsburg, Calif.
Frank T. Madera.....	10-4-41	Do.
Paloma Madera.....	12-30-44	Do.
Branda Quinino.....	6-13-58	Do.
Charlotte Quinino.....	8-23-58	Do.
Eleanor Lopez.....	1-7-34	Rt. 1, Box 81-A, Calistoga, Calif.
Julie Andrea Billy.....	9-8-51	Do.
Candice Lynn Billy.....	12-19-52	Do.
Gloria Sue Lopez.....	5-2-28	Do.
Valerie Gale Lopez.....	10-1-57	Do.
Nanattie Rose Lopez.....	9-30-58	Do.
Doris Miller.....	4-3-27	Box 103, Healdsburg, Calif.
Calvin Miller.....	5-10-44	Do.
Mary Miller.....	6-12-49	Do.
Dolores Meyers.....	4-18-09	516 Alexander Valley Rd., Healdsburg, Calif.
Nadine A. James.....	12-18-40	Do.
James E. Meyers.....	12-12-31	Do.
James J. Meyers.....	9-2-52	Do.

SCHEDULE OF APPRAISAL

Huntley Townsite

(Secs. 24 and 25, T. 2 N., R. 27 E., M.P.M.)

Tract or block	Lot	Area	Appraised value
		(Acres)	
Tract 124 of sec. 24.....		4.04	\$200
Tract 122 of sec. 24.....		1.13	280
Tract 125 of sec. 24.....		2.83	140
8 1/4 of Block 12.....		1.85	400
Block 14.....		0.59	150
Block 31.....	8.....	0.19	15
	9.....	0.11	15
Block 82.....	8.....	0.21	15
	10.....	0.13	15

Pompeys Pillar Townsite

(Sec. 23, T. 3 N., R. 30 E., M.P.M.)

Block:	Lot	Area	Appraised value
11.....	14, 16.....	50 ft. x 140 ft. ¹	\$15
16.....	1.....	50 ft. x 140 ft.	15
18.....	6.....	2.48 acres.....	50
20.....	2, 3, 14.....	50 ft. x 140 ft. ¹	15
22.....	14, 16, 16.....	50 ft. x 140 ft. ¹	15
25.....	All.....	1.00 acre.....	100

¹ Each lot.

Approved: July 7, 1961.

BRUCE JOHNSON,
Regional Director.

[F.R. Doc. '61-7207; Filed, July 31, 1961; 8:50 a.m.]

Office of the Secretary

PROPERTY OF CALIFORNIA RANCHERIAS AND OF INDIVIDUAL MEMBERS THEREOF

Termination of Federal Supervision

Notice is hereby given that the Indians named under the Rancherias listed below are no longer entitled to any of the services performed by the United States for Indians because of their status as Indians, and all statutes of the United States which affect Indians because of their status as Indians shall be inapplicable to them, and the laws of the several states

shall apply to them in the same manner as they apply to other citizens or persons within their jurisdiction. Title to the lands on these Rancherias has passed from the United States Government under the distribution plan of each Rancheria.

Alexander Valley Rancheria, 54 acres in Sec. 18 and 19, T. 9 N., R. 8 W., M. D. M., Sonoma County, Calif.

Name	Date of birth	Address
James R. Adams.....	11-18-88	5975 Soda Rock Lane, Healdsburg, Calif.
Fred Adams.....	4-7-39	Do.
Janette S. Adams.....	7-3-40	Do.
James Adams, Jr.....	7-21-41	Do.
Louis D. Adams.....	2-5-43	Do.
Lillian L. Adams.....	9-25-44	Do.
Elaine P. Adams.....	11-28-45	Do.
Donald L. Adams.....	3-3-49	Do.
Rickey L. Adams.....	3-2-54	Do.
William McCloud.....	3-17-28	2587 Mark West Station Rd., Windsor, Calif.
Helen McCloud.....	4-26-37	Do.

Mooretown Rancheria, 80 acres, N 1/4 NE 1/4, Sec. 22, T. 20 N., R. 6 E., M. D. B. & M., Butte County, Calif.

Robert Jackson.....	4-15-82	Feather Falls, Star Route, Oroville, Calif.
Ina Jackson.....	6-14-76	Do.
Katie Archuleta.....	3-17-69	Feather Falls, Calif.
Fred Taylor.....	12-16-81	Do.

CENSUS ROLL OF THE INDIANS OF CALIFORNIA UNDER THE ACT OF MAY 18, 1928 (45 Stat. P. 602)

MARGINAL REFERENCE	Final Roll No.	Appen- dices No.	Adm- inis- trative No.	Census June 30, 1942 No.	ENGLISH NAME Family Name F.N. Name	INDIAN NAME	Relation to Head of Family	Sex	Age in 1928	Date of Birth	Degree of Ind in Blood	Name of Tribe or Band	Where Enrolled and Allotted	POST OFFICE	Amount and Kind of Property Owned	REMARKS
	0980	7495			Jackson	Risten L.	Single	M	40	11-29-1888	3/8	Tribe unknown Klamath County	Never allotted Datto. Agency	El Dorado, Nevada County, Calif.	None	
	0981	6996			Jackson	Robert	Head	M	46	12-16-1882	1/4	Concow Butte County Tribe unknown Plumas County	Never allotted Datto. Agency	Feather Falls, Butte County, California	None	
	0982	6787			Jackson	Ima	Wife	F	52	8-14-1876	1/2	"	"	"	"	
	0983	6997			Martin	Franklin	Gen	M	17	1-26-1911	1/4	"	"	"	"	Son of Tom Jackson.
	0984	6787			Martin	Doris	Gen	F	15	9-10-1913	1/4	"	"	"	"	Daughter of Tom Jackson.
	0985	6776			Jackson	Robert L.	Gen	M	13	12-18-1915	5/8	"	"	"	"	
	0986	6796			Jackson	Ida E.	Gen	F	11	3-20-1917	5/8	"	"	"	"	
	0987	6796			Jackson	Angie	Gen	F	9	12-15-1919	5/8	"	"	"	"	
	0988	6996			Jackson	Adia Alice	Gen	F	5	1-16-1923	5/8	"	"	"	"	
1110	0989	7660			Jackson	Reth	Head	M	61	6-13-1867	4/4	"18 River	Allotted Datto. Agency	Dean, Shasta County, Calif.	Allotment, horse, horse, automobile, value \$250.00	Separated from wife. Lives on trust property.
1110	0990	5175	517		Jackson	Duane	Head	F	63	8-25-1865	4/4	Painte	Never allotted Walker River	Hishop, Inyo County, Calif.	Interest in estate, value unknown.	Divorced. Lives on trust property.
1110	0991	2564			Jackson	Tinie	Wife	F	60	3-11-1868	4/4	Shoo	Never allotted Datto. Agency	North Fort, Wadena County, Calif.	House, personal property, value \$200.00	
	0992	2564			Jackson	Annie	Gen	F	35	9-15-1893	4/4	"	"	"	None	
	0993	2564			Jackson	Sam	Gen	F	18	2-14-1910	4/4	"	"	"	"	
1110	0994	2564			Jackson	David	Gen	M	14	8-8-1914	4/4	"	"	"	"	
1110	0995	2564			Jackson	Willie	Gen	M	21	7-11-1907	4/4	"	"	"	"	Died August 10, 1928.
	0996	2564			Jefferson	Samuel	Gen	M	3	2-6-1928	4/4	"	"	"	"	
1110	0997	1508	370	431	Jackson	Toma	Head	F	32	1896	4/4	Yum	Allotted Pi-Tum Agency	Fort Yum Agency, Yuba County, interest	Allotment, value \$2,092.00 Allotment, value \$2,295.00	
1110	0998	1833	139	416	Jackson	Marynet China	Wife	F	24	1904	4/4	"	"	"	"	
1110	0999	1808			Jackson	Cheslin	Gen	F	5	1923	4/4	"	Never allotted Pi-Tum Agency	"	None	
	9000	1808			Jackson	Priscilla	Gen	F	3	1925	4/4	"	"	"	"	
1110	9001	1808			Jackson	Kenneth	Gen	M	1	1927	4/4	"	"	"	"	
1110	9002	3298			Zaob	Fis	Head	M	55	7-23-1873	4/4	Karak Shikayo County	Never allotted Datto. Agency	Hoppy Camp, Shikayo County, Calif.	Some land and house, value \$150.00	Lives on trust lands.
1110	9003	3299			Zaob	Irene	Wife	F	58	7-23-1870	4/4	"	Never allotted Datto. Agency	"	"	
1110	9004	3297			Zaob	Mary Jane	Wife	F	84	7-22-1844	4/4	Karak Shikayo County	Never allotted Datto. Agency	Hoppy Camp, Shikayo County, Calif.	None	
	9005	3297			Zaob	Gallie	Gen	F	58	7-22-1870	4/4	"	"	"	"	
	9006	3297			Zaob	Daisy	Gen	F	53	7-22-1875	4/4	"	"	"	"	
1110	9007	3297			Frank	Frank	Wife	M	43	7-22-1885	4/4	"	"	"	"	
	9008	2679			Zaobe	Beaulie	Single	F	36	7-14-1892	1/4	Chukonai, and Tuloume	Allotted Datto. Agency	Raymond, Wadena County, Calif.	Land, improvements, value \$700.00	Lives on trust lands.
1110	9009	4141	204		Zaobe	Charles E.	Single	M	40	7-6-1888	1/4	Yorch	Never allotted Datto. Agency	Wetmore, Humboldt County, Calif.	Land, cattle, barn, value \$601.00	
1110	9010	2902			Zaobe	Dorith	Head	M	34	10-7-1894	1/4	Yorch, and Chukonai and Tullioche	Allotted Datto. Agency	Dist. Wadena County, Calif.	Land, improvements, value \$1,000.00	
1110	9011	2901			Zaobe	Larry	Wife	F	26	8-5-1902	1/4	"	Never allotted Datto. Agency	"	None	
	9012	2902			Zaobe	John J.	Gen	M	3	12-12-1925	1/4	"	"	"	"	
1110	9013	2904			Zaobe	John J.	Head	M	67	3-20-1861	1/2	Tullioche Tullioche, and Chukonai	Allotted Datto. Agency	Dist. Wadena County, Calif.	Land, stock, improve- ments, value \$3,500.00	Widower.
	9014	2904			Zaobe	Benjamin H.	Gen	M	42	11-15-1886	1/4	"	Never allotted Datto. Agency	"	None	
	9015	2904			Zaobe	Beaulie	Gen	F	40	7-14-1898	1/4	"	Never allotted Datto. Agency	"	Land, improve- ments, value \$300.00	
	9016	2904			Zaobe	Edward	Gen	M	26	3-5-1923	1/4	"	Never allotted Datto. Agency	"	None	
	9017	2904			Zaobe	LaFayette	Gen	M	23	7-21-1905	1/4	"	"	"	"	
	9018	2688			Zaobe	Penny	Single	F	18	12-19-1910	1/2	Wapigan	Never allotted Datto. Agency	Dist. Wadena County, Calif.	None	

tabbies
EXHIBIT
21

CONSTITUTION
OF THE
MOORETOWN RANCHERIA

SUPERSEDED

by Amendments of
01/02/1999

PREAMBLE

We, the members of the Mooretown Rancheria, being of the Maidu/Concow Indian Tribe located in Butte County, the State of California, in order to promote our common welfare and to secure to ourselves and our descendants the rights, powers and privileges conferred by the Tribe's inherent rights of self-government.

ARTICLE II - TERRITORY

This Constitution shall apply to all territory belonging to the Mooretown Rancheria and such land as may be hereafter adjudicated in favor or acquired by or for the Mooretown Rancheria.

ARTICLE III - MEMBERSHIP

SECTION 1. Membership in the Mooretown Rancheria shall consist of all persons living on the effective date of this Constitution who were listed as distributees and dependent members of their immediate families in the Plan for Distribution of the Assets of the Mooretown Rancheria as

approved. Additionally, membership shall include:

- (a) Persons who are lineal descendants of the individuals eligible for membership under Section 1 above, regardless whether the ancestor through whom eligibility is claimed is living or deceased.
- (b) Any other person of Indian descent determined by the membership as per enrollment ordinance to be eligible for adoption into the tribe.

SECTION 2. A person who has been allotted lands on another reservation or is officially enrolled with or is a recognized member of some other tribe or band shall not be enrolled, unless he/she relinquishes membership with that band or tribe. A "recognized member of another tribe or rancheria" is a person whose name is listed on the membership roll of another tribe, rancheria or has received a land use assignment on another reservation. Inherited interests in trust allotments shall not disqualify a person from membership, however.

SECTION 3. The official membership roll shall be prepared in accordance with an ordinance adopted by the governing body. Such ordinance shall contain provisions for enrollment procedures, enrollment committee, applications, rejection notice, appeals, corrections and provisions for keeping the roll on current basis.

ARTICLE IV - GOVERNING BODY

SECTION 1. The governing body of the Mooretown Rancheria shall be the Tribal Council of the Mooretown Rancheria. The Tribal

Council shall consist of seven (7) members elected at-large from the Mooretown Rancheria, including four officers, a Chairperson, Vice-Chairperson, Secretary and Treasurer and three (3) members. For the initial election and each succeeding election the officers and members shall be those candidates for each vacant office who received the highest number of votes cast by plurality of the qualified voters in the election. Other committees may be appointed or elected when deemed necessary.

SECTION 2. General Membership. The General Membership consists of all members of the Mooretown Rancheria, twenty-one (21) years of age or older. The General Membership exercises it's power through referendum and amendment and such other powers delegated to it by this Constitution.

ARTICLE V - ELECTIONS

SECTION 1. Voter Qualification. All enrolled members of Mooretown Rancheria twenty-one (21) years of age or older, other than members adopted into the Tribe, regardless of residence, are qualified voters. Persons adopted into the Tribe who are not lineal descendants of original distributees or dependent members shall not have the right to vote in tribal elections.

SECTION 2. Qualification of Candidates. All candidates for the Tribal Council must be qualified voters of the Mooretown Rancheria twenty-one (21) years of age or older, who reside within the state of California. No person who has been

convicted of a felony within three (3) years preceding the election shall be eligible to hold office on the Mooretown Rancheria Tribal Council.

SECTION 3. All elections of tribal officials shall be by secret ballot.

SECTION 4. Each Tribal Council member shall be elected for a term of two (2) years. Terms of office for the seven (7) council members shall be staggered. The initial election shall be conducted so that the Chairperson, Secretary, and Treasurer are elected for a term of two (2) years. The remaining members shall be elected for a term of one (1) year. Persons who are members of the Tribal Council at the time this Constitution is adopted and approved shall continue to serve on the Tribal Council until the regular annual elections for their respective offices. Elected officials shall hold and remain in office until their successors are duly elected and installed. Installation shall be made at the next duly called regular Tribal Council meeting following their election.

SECTION 5. Nomination. The time, place and manner of nominations shall be specified in the election ordinance adopted pursuant to Section 6, of this article.

SECTION 6. Election Ordinance. An election ordinance shall be adopted by the Tribal Council within six (6) months following the effective date of this Constitution. Such ordinance shall include, but not be limited to, the following provisions: Secret balloting, nomination of candidates, absentee balloting, and a procedure for resolving election disputes.

Provisions shall also be included regarding the conduct of recall and referendum elections, including a uniform procedure for submitting recall and referendum petitions. Elections to amend this Constitution shall be conducted in accordance with Article XVII of this Constitution.

ARTICLE VI - REMOVAL, RECALL AND FORFEITURE

SECTION 1. Removal. Any member of the Tribal Council of the Mooretown Rancheria who, during the term for which he/she is elected or appointed, is convicted of a felony in any federal or state court shall automatically forfeit his/her office effective on the date of his/her initial conviction in court. Any member of the Tribal Council found guilty by the Tribal Council of behavior involving misconduct reflecting on the dignity and integrity of the tribal government, malfeasance in office, or gross neglect of duty shall be removed from office if at least four (4) members of the Tribal Council vote in favor of such removal. Voting must be by secret ballot and the chairperson is entitled to vote. The accused shall have the right to cast a secret ballot. Before any vote for removal is taken, such member shall be given a written statement of the charges against him/her at least ten (10) days before the meeting of the Tribal Council which he/she is to appear and he/she shall be given an opportunity to answer any and all charges at the designated council meeting. The decision of the Tribal Council shall be final. No member of the Tribal Council shall preside over the meeting at which his/her removal is

being considered.

SECTION 2. Recall. Upon receipt of a petition signed by at least thirty percent (30%) of the qualified voters of the Mooretown Rancheria, it shall be the duty of the Tribal Council to call and conduct within thirty (30) days an election to consider the recall of an elected official.

The election shall be conducted pursuant to the election ordinance. Once an individual has been subjected to recall proceedings, he/she shall not again be subject to such action for the same charge during the balance of his/her term of office.

SECTION 3. Forfeiture. After due notice, it shall be the duty of the Tribal Council to immediately declare vacant any position and to promptly fill such vacancy in the manner provided in Article VII when it is determined that the incumbent:

- (a) Had died
- (b) Has resigned
- (c) Has been convicted while in office of a crime involving dishonesty.
- (d) Has been convicted of a felony while in office.
- (e) Has been absent, without being excused by the Tribal Council, for three (3) consecutive meetings; provided, that the loss of office for such reason shall not serve to prevent a person from becoming a candidate for office in subsequent elections.

- (f) Has ceased to reside physically in the State of California.

ARTICLE VII - VACANCIES

SECTION 1. Any office which has been vacated, whether it be by removal, recall or forfeiture, shall be filled by appointment of the Tribal Council at it's next meeting and such replacement shall serve the unexpired term of office unless the unexpired term is for nine (9) months or more, in which case it shall be filled by special election.

ARTICLE VIII - POWERS OF THE GOVERNING

COUNCIL OF MOORETOWN RANCHERIA

SECTION 1. The Tribal Council of the Mooretown Rancheria shall have powers and responsibilities hereinafter provided:

- (a) To consult, negotiate, contract or conclude agreements with federal, state and local governments on activities which may affect the Mooretown Rancheria.
- (b) To employ legal counsel, the choice of counsel and fixing of fees, to be subject to the approval of the Secretary of the Interior or his authorized representative.
- (c) To receive advice from and make recommendations to the Secretary of the Interior with regard to all appropriation estimates for all projects which are for the benefit of members of the Mooretown Rancheria prior to the submission of such estimates to the

Office of Management and Budget and Congress.

- (d) To manage, lease or otherwise operate all unassigned tribal property and to oversee the use of, and development on assigned tribal lands.
- (e) To acquire property and to accept gifts for the tribe.
- (f) To join and/or charter tribal housing authorities.
- (g) To charter tribal enterprises, corporations and associations.
- (h) To prescribe rules and regulations governing future membership, loss of membership and adoption of members.
- (i) To establish business enterprises as branches of agencies of the Mooretown Rancheria government and otherwise to engage in business activities which promote the economic well-being of the tribe and its members.
- (j) To promulgate and enforce such ordinances as are deemed necessary to safeguard and promote the peace, safety, health and general welfare of the members of the Mooretown Rancheria.
- (k) To promulgate and adopt ordinances to assure the complete jurisdiction available to the Mooretown Rancheria pursuant to the Indian Child Welfare Act of 1978, (25 U.S.C. 1918).
- (l) To promulgate and adopt ordinances necessary or incidental to the exercise of any of the foregoing powers and duties as long as they are not in conflict

with this Constitution.

- (m) To establish reasonable and fair rules or procedures for the conduct of its affairs.
- (n) To set compensation for travel and per diem of Council members, officers, and committee members as it believes is advisable.
- (o) To participate in educational programs and activities for the benefit and welfare of the Tribe.
- (p) To have the authority to suspend or terminate the services of any employee for cause. Said employee shall be granted the right to appeal such said Council action before a grievance committee.

ARTICLE IX - POWERS OF THE GENERAL MEMBERSHIP

SECTION 1. Any rights and powers which have at any time been vested or shall in the future be vested in the Mooretown Rancheria, but which are not expressly referred to in this Constitution, shall not be limited or forfeited by the fact that they are not listed here. Such rights and powers may be exercised by the General Membership or delegated by it to the Tribal Council or other officers and agencies of the tribe without amendment of this Constitution.

ARTICLE X - TRIBAL ENACTMENTS

SECTION 1. Ordinances. All final decision on matters of general and permanent interest to members of the tribe shall be embodied in ordinances, such as an enrollment ordinance or an

election ordinance. Such enactments shall be available for inspection by members of the General Membership during normal office hours.

SECTION 2. Resolutions and Motions. All final decisions on matters of short term or one time interest where a formal expression is needed shall be embodied in resolutions. Other decisions of a temporary nature or relating to particular individuals, officials or committees shall be put in the form of motions and noted in the Minutes and shall be available for inspection by members of the General Membership during normal office hours.

SECTION 3. All ordinances and resolutions shall be dated and numbered, and shall include a certification showing the presence of a quorum and the number of members voting for/against the proposed enactment.

SECTION 4. No enactment of the General Membership of Tribal Council of the Mooretown Rancheria shall have any validity or effect in the absence of a quorum of the membership thereof at a legally called session.

SECTION 5. Approval of Tribal Enactments. Any resolution or ordinance which by the terms of this Constitution or federal laws requires the approval of the Secretary of the Interior must be received by the local Bureau Superintendent no later than thirty (30) days following its enactment in order to be considered for approval. It shall be the duty of the Secretary's local representative to issue acknowledgment of

receipt of such enactment within five (5) working days of the receipt thereof. If timely filed, that enactment shall not become effective until it is approved by the Secretary's authorized representative, provided that if such enactment is not disapproved within ninety (90) days from the date it is timely received by the Secretary's local representative, it shall on the ninety-first (91st) day automatically become effective.

ARTICLE XI - REFERENDUM

SECTION 1. Upon presentation to the Tribal Council of a petition signed by twenty-five percent (25%) of the qualified voters, the Tribal Council shall either (1) adopt the provisions of the petition by ordinance, resolution or other appropriate action; or (2) provide that the issue presented by the petition be voted on within sixty (60) days, by secret ballot, at a regular or special election. The Mooretown Rancheria shall abide by the vote of the majority of the voters in any such election, provided that at least twenty-five percent (25%) of those eligible to vote have voted.

ARTICLE XII - BILL OF RIGHTS

SECTION 1. The protection guaranteed to persons by Title II of the Civil Rights Act of 1968 (82 Stat. 73), against actions of a tribe in the exercise of its powers of self-government shall apply to the Mooretown Rancheria, its officers and all persons within its jurisdiction.

ARTICLE XIII - MEETINGS

SECTION 1. Regular meetings of the Tribal Council shall be held on the second Saturday of each month in a place designated by the Tribal Council. Special meetings of the Tribal Council may be called by the Chairperson and shall be called by him/her upon receipt of a petition signed by at least three (3) Tribal Council members and when so called, the Tribal Council shall have the power to transact business as in regular meetings provided that a quorum is present. Members of the Tribal Council shall be notified at least twenty-four (24) hours in advance of all special tribal meetings. Notice may be waived by unanimous consent.

SECTION 2. A quorum for the purpose of convening a meeting of Tribal Council shall be four (4) members. Business can be conducted as soon as the meeting is properly convened. Official Tribal Council actions shall be taken by majority vote of the members present.

SECTION 3. Regular meetings of the General Membership shall be held annually on the Saturday before Easter in March or April whichever month Easter falls in. Special meetings of the General Membership may be called by the Chairperson and shall be called by him/her upon receipt of a petition signed by at least twenty-five percent (25%) of the members of the General Membership.

SECTION 4. A quorum of the General Membership shall consist of twenty-five percent (25%) of the General Membership, except at the initial tribal election. Action may be taken by the

concurrence of a majority of the members present at any duly called meeting providing that a quorum was established at the beginning of the meeting.

SECTION 5. The Governing Council shall establish rules of procedure governing the conduct of meetings and accounting procedures that comply with generally accepted accounting standards.

ARTICLE XIV -DUTIES OF OFFICERS

SECTION 1. Newly elected officers shall assume their respective offices and duties at the regular council meeting immediately following the election.

SECTION 2. The Chairperson shall preside at all meetings of the Tribal Council and of the General Membership and shall execute on behalf of the Mooretown Rancheria contracts, leases or other documents approved by the Tribal Council. He/she shall have general supervision of all other officer, employees and committees of the Mooretown Rancheria and see that their duties are properly performed. When the Tribal Council is not in session, he/she shall be the official representative of the Mooretown Rancheria.

SECTION 3. The Vice-Chairperson shall assist the Chairperson when called upon to do so. In the absence of the Chairperson, he/she shall preside and when so presiding shall have all rights, privileges, duties and responsibilities of the Chairperson.

SECTION 4. The Secretary shall keep the Minutes of all

meetings and shall attest to the enactment of all resolutions and ordinances. Copies of all Minutes, resolutions and ordinances shall be submitted by him/her to the Bureau of Indian Affairs as soon after enactment as possible. The Secretary shall issue notices of all meetings and elections and conduct all general correspondence as directed by the Tribal Council.

SECTION 5. The Treasurer shall carry out the financial directives of the Tribal Council, receive all local monies of the Mooretown Rancheria and keep an accurate account of the receipts and disbursements. Funds shall be deposited in the Mooretown Rancheria account in a local bank selected by the Tribal Council where depositor's funds are insured by the Federal Deposit Insurance Corporation. All disbursements shall be made by check in accordance with resolutions of the Tribal Council. The Treasurer shall file a bond satisfactory to the Tribal Council as requested by the Tribal Council, and all financial records shall be available for inspection by any member of the Mooretown Rancheria through appointment according to procedure established by the Tribal Council. At the expiration of his/her term of office, the Secretary and Treasurer shall turn over all the records and papers in his/her possession to the Tribal Council.

SECTION 6. Nepotism. (a) "Immediate family member" as used in this section means husband, wife, brother, sister, son, daughter, father, mother, brother-in-law, sister-in-law, mother-in-law, father-in-law, stepchild, stepparent,

grandmother, grandfather, grandson, granddaughter.

(b) No two immediate family members may serve as officers at the same time.

(c) No officer or other member of the Tribal Council shall participate in or attempt to influence a decision of the Tribal Council that will have a direct effect on an immediate family member other than a decision that affects the family member in the same way as all other members of the Tribe.

ARTICLE XV - SEVERABILITY

If any provision of this Constitution shall, in the future, be declared invalid by a Court of competent jurisdiction, the invalid provision or provisions shall be severed and the remaining provisions shall continue in full force and effect.

ARTICLE XVI - AMENDMENTS

SECTION 1. This Constitution may be amended in the same manner as provided for adoption in Article XVII. Amendments adopted in this way shall be effective from the date of such adoption, unless otherwise provided in the amendment itself. Amendments may be proposed by the Tribal Council or upon receipt of a petition signed by at least twenty-five percent (25%) of the eligible voters.

ARTICLE XVII - ADOPTION

This Constitution shall be effective when adopted by a majority vote of the qualified voters of the Mooretown Rancheria voting at an election called for that purpose.

CONSTITUTION
OF THE
MOORETOWN RANCHERIA

FINAL DRAFT
APPROVED BY THE BODY
NOVEMBER 21, 1987

DATE: 12-2-87

Carlene Cummings
Chairperson

DATE: 12-2-87

Palmas Archuleta
Vice Chairperson

DATE: 12-2-87

Lorraine E. Rondell
Secretary

DATE: 12. 9. 87

Carol Osborn
Treasurer

DATE: 12-2-87

Melvin L Jackson
Board Member

DATE: 12-2-87

Sharon L. Arnold
Board Member

DATE: 12-15-87

Cynthia M. King
Board Member



MOORETOWN RANCHERIA

P.O. BOX 1842
1900 ORO DAM BLVD. STE. #8
Oroville, CA 95965
(916) 533-3625

The Mooretown Rancheria Tribal Council

hereby certifies that

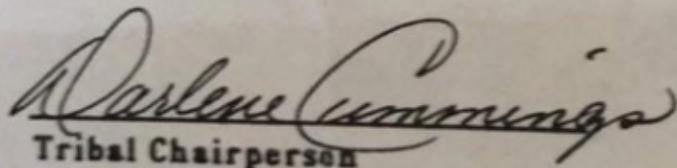
DOROTHY I. (MARTIN) DAVIS

Name

626-063

Tribal Identification Number

is an enrolled member of the Concow/Maidu
Indian Tribe of Mooretown Rancheria



Tribal Chairperson

April 18, 1989

Date:



BUREAU OF INDIAN AFFAIRS
CENTRAL CALIFORNIA AGENCY
1800 TRIBUTE ROAD, SUITE 111
SACRAMENTO, CA 95815-4314

CERTIFICATE OF DEGREE OF INDIAN BLOOD

This is to certify that Dorothy (Martin) Davis

1972 Judgment RN 15325

born 09/10/1913 is 3/4 degree Indian blood

of the Maidu tribe(s)

8/11/88

Date

Michael R. Smith

Superintendent

COPY

BYLAWS OF MOORETOWN RANCHERIA

**ARTICLE I
PRINCIPAL OFFICE**

The principal office for the transaction of business of the Mooretown Rancheria is hereby located at: 1900 Oro Dam Boulevard, Suite No. 8, Oroville, California 95965. County of Butte, California. The Tribal Council is hereby granted full power and authority to change the principal office from this location to another location within Butte County.

RECEIVED

**ARTICLE II
MEMBERSHIP**

JAN 27 1992

Section 1. Qualifications of Members

TRIBAL OPS CCA

1. Eligibility of voting: All enrolled members of Mooretown Rancheria twenty-one (21) years of age or older and of Maidu descent, other than members adopted into the Tribe, regardless of residence, are qualified voters. Persons adopted into the Tribe who are not lineal descendents of original distributees or dependent members shall not have the right to vote in tribal elections or hold office.
2. Special membership meetings may be called at the discretion of the Tribal Council. Special meetings of the General Membership may be called by the Chairperson and shall be called by him/her upon receipt of a petition signed by at least twenty-five percent (25%) of the General Membership.
3. Notice of membership meetings shall be mailed to each member of the Mooretown Rancheria at least seven (7) days in advance and be specific as to date, time, place and address. In addition, notice of meetings shall be published through posters, media, etc., within the discretion of the Tribal Council.
4. A quorum necessary to conduct official business of the Mooretown Rancheria shall be a simple majority of the existing membership of the Tribal Council, not the total members of the Mooretown Rancheria.
5. The latest edition of Robert's Rules of Order shall govern all membership meetings, except as otherwise specified in these Bylaws.
6. No person who is now, or later becomes a member of the Mooretown Rancheria shall be personally liable for any debts incurred by the Mooretown Rancheria.

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ARTICLE III
TRIBAL COUNCIL

Section 1. Tribal Council

1. The governing board of the Mooretown Rancheria shall be the Tribal Council.
2. Qualifications of Council Members: All candidates for the Tribal Council must be qualified voters of the Mooretown Rancheria, twenty-one (21) years of age or older, who reside within the State of California. No person who has been convicted of a felony within three (3) years preceding the election shall be eligible to hold office on the Mooretown Rancheria Tribal Council.
3. Number of Members: The Tribal Council shall consist of four officers, and three other members. In addition, there shall be three alternate members.

Section 2. Powers of the Tribal Council

1. The Tribal Council shall hire an Administrator responsible for the operation except as otherwise specified in these Bylaws.
2. The Tribal Council shall have the power to hire and dismiss the Administrator. The Administrator serves at the pleasure of the Council. An Administrator must reside in Butte County.
3. The Tribal Council retains full authority to uphold or reverse decisions of any Committee of the Council.
4. Any action taken by simple majority of the Council at a meeting shall be the action of the Council.
5. All powers shall be exercised by or under the authority of the Tribal Council subject to the limitations of these Bylaws and applicable law.
6. No salary is given to the Tribal Council, but per diem and/or travel for corporate business is given upon adequate documentation, i.e., receipts, etc.
7. Alternate Council Members shall attend Council meetings to substitute for an absent member when a quorum is needed.

Section 5. Removal of a Member of the Tribal Council

1. A Council Member who is absent without a valid excuse from three consecutive Tribal Council meetings may be removed from office by a majority of the Tribal Council.
2. A Council Member may be removed from the Council for cause by four (4) members of the Council.
3. Tribal Council Members serve at the pleasure of the membership and may be removed by a twenty-five percent (25%) vote of the qualified voters of the Mooretown Rancheria. Any member of the Tribal Council of the Mooretown Rancheria who, during the term for which he/she is elected or appointed, is convicted of a felony in any federal or state court shall automatically forfeit his/her office effective on the date of his/her initial conviction in court. Any member of the Tribal Council found guilty by the Tribal Council of behavior involving misconduct reflecting on the dignity and integrity of the Tribal government, malfeasance in office, or gross neglect of duty shall be removed from office if at least four (4) members of the Tribal Council vote in favor of such removal. Voting must be by secret ballot and the Chairperson is entitled to vote. The accused shall not have the right to cast a secret ballot. Before any vote for removal is taken, such member shall be given a written statement of the charges against him at least ten (10) days before the meeting of the Tribal Council which he/she is to appear and he/she shall be given an opportunity to answer any and all charges at the designated Council meeting. The decision of the Tribal Council shall be final. No member of the Tribal Council shall preside over the meeting at which his/her removal is being considered.

Section 6. Conflict of Interest

1. On any motion before the Tribal Council to approve, review or comment on a proposal for funds for the benefit of any institution or agency a Council Member shall abstain from voting if such Council Member
 - a. has a financial interest in the institution or agency, or
 - b. has a financial interest in the proposal, or
 - c. is employed by a firm or company which has financial interest in the proposal, or regularly provides professional service to the institution or agency.

Such individual will be permitted to discuss the matter before the Council

if the conflict of interest is revealed by the individual prior to the discussion.

Section 7. Acceptance of Gifts and Gratuities

1. It shall be the policy of this Rancheria to prohibit the acceptance of gifts, money, and gratuities by Board Members, policymaking bodies, employees, contracting agencies and members of their immediate family from
 - a. any persons or agency performing services under contract, or
 - b. persons who are otherwise in a position to benefit from the actions of any employee or Council Member.

Section 8. Vacancies

In the event of a vacancy, a majority of the Council Members shall appoint a member of the Mooretown Rancheria to fill that position at its next meeting.

Section 9. Records

At the expiration of his/her term of office, the Council Member shall turn over all records and papers in his/her possession to the Tribal Council.

**ARTICLE IV
OFFICERS**

Section 1. Officers

1. The Officers of the Tribal Council shall be: Chairman, Vice-Chairman, Secretary and Treasurer.
2. Officers shall serve terms of two (2) calendar years.
3. All Officers shall be members of the Tribal Council.
4. Officers shall be voting members of the Tribal Council.

Duties of Officers:

1. The Chairperson shall be the principal Executive Officer of the Mooretown Rancheria and shall be, in general, subject to the control of the Tribal Council, supervise and control the affairs of the Rancheria. The Chairperson

shall be the principal liaison between the Tribal Council and governmental agencies, the general public, and the Administration of the Staff, and shall supervise and direct the activities of the Administrator in accordance with such policies, resolutions and directives as the Tribal Council may adopt from time to time.

2. The Chairperson shall preside at the membership and Council's meetings and have such other powers and duties, as may be prescribed from time to time by the Tribal Council.
3. The Vice-Chairperson shall perform all the duties of the Chairperson in his absence and other duties as shall be prescribed from time to time by the Chairperson or the Tribal Council, by these Bylaws or by applicable law.
4. In the absence of the Chairperson, or in the event of the Chairperson's inability or refusal to act, the Vice-Chairperson shall perform all the duties of the Chairperson, and when so acting, shall have all the powers of and be subject to all the restrictions of the Chairperson.
5. The Secretary or his/her designee shall keep a record of the proceedings of all meetings and perform such other duties as may be prescribed by the Tribal Council or Chairperson.
6. The Treasurer or his/her designee shall collect and receive all monies and funds for the Mooretown Rancheria and deposit them in the bank designated by the Tribal Council. The Treasurer or his/her designee shall present financial statements to the Tribal Council when requested or as required by the Bylaws; exhibit at all reasonable times the books of accounts and financial records to any Tribal Member of the Mooretown Rancheria, or to his/her attorneys on request thereof and render to the Chairperson and Council Members, whenever he/she requests it, an account of any or all transactions of his office as Treasurer and of the financial condition of the Mooretown Rancheria.

Section 2. Election of Officers

1. Each Tribal Council Member shall be elected for a term of two (2) years. Terms of office for the seven (7) Council Members shall be staggered. The initial election shall be conducted so that the Chairperson, Secretary and Treasurer are elected for a term of one (1) year. Persons who are members of the Tribal Council at the time this Constitution is adopted and approved shall continue to serve on the Tribal Council until the regular annual elections for their respective offices. Elected officials shall hold and remain in office until their successors are duly elected and installed.

Installation shall be made at the next duly called regular Tribal Council meeting following their election.

a. Appointment of Officers:

The Tribal Council, at their discretion, may appoint such other Officers as the business of the Rancheria may require.

Section 3. Removal of Officers

1. An Officer may be removed from office for cause by a twenty-five percent (25%) vote of the general membership. Any member of the Tribal Council of the Mooretown Rancheria who, during the term for which he/she is elected or appointed, is convicted of a felony in any federal or state court shall automatically forfeit his/her office effective on the date of his/her initial conviction in court. Any member of the Tribal Council found guilty by the Tribal Council of behavior involving misconduct reflecting on the dignity and integrity of the tribal government, malfeasance in office, or gross neglect of duty shall be removed from office if at least four (4) members of the Tribal Council vote in favor of such removal. Voting must be by secret ballot and the Chairperson is entitled to vote. The accused shall have the right to cast a secret ballot. Before any vote for removal is taken, such member shall be given a written statement of the charges against him/her at least ten (10) days before the meeting of the Tribal Council which he/she is to appear and he/she shall be given an opportunity to answer any and all charges at the designated Council meeting. The decision of the Tribal Council shall be final. No member of the Tribal Council shall preside over the meeting at which his/her removal is being considered.

a. Vacancies:

In the event of a vacancy, a majority of the Council shall appoint a Council member of the Mooretown Rancheria, to serve the remainder of the unexpired term.

ARTICLE V
STANDING COMMITTEES

The Chairperson shall have the power to form Standing Committees comprised of three (3) Board Members to a Committee for purpose of carrying out the duties of the Committees.

1. Personnel and Grievance Committee
2. Bylaws and Policy Committee
3. Budget and Finance Committee

4. Enrollment Committee

Section 1. Personnel and Grievance Committee

The Personnel and Grievance Committee shall have authority to review all matters related to Personnel Policies and Procedures of the Mooretown Rancheria and submit their findings and recommendations to the Tribal Council. The Committees shall be responsible for handling all grievances arising.

Section 2. Bylaws and Policy Committee

The Committee shall be responsible for and whose duties shall consist of screening, reviewing and making recommendations to amend the Bylaws and Policies that affect Mooretown Rancheria. Recommendations shall be taken before the Tribal Council for proper action.

Section 3. Budget and Finance Committee

The Committee shall be responsible for the establishment, review and amendment of the fiscal policies and procedures. The Committee shall establish and review the annual operating budget of the Mooretown Rancheria. The Committee shall review all financial reports, vouchers and other fiscal matters and present their findings to the Council.

Section 4. Enrollment Committee

The Enrollment Committee shall be directly responsible to the Tribal Council which may remove any member of the Committee at such time that it is clearly evident such member has neglected his or her duties. Among other duties which may be assigned, the Enrollment Committee shall dispense information regarding the membership requirements, distribute and receive applications and related forms, and review and recommend approval/ disapproval of membership applications.

Section 5. Committee Members

The Chairperson shall also have the power to appoint members to serve on any committee deemed necessary for purposes of carrying out the wishes of the Tribal Council.

- a. All lineal and adopted members 18 years or older shall be eligible for appointment to committees.
- b. Only an elected Council Member may serve as Chairperson of any committee.
- c. Adoptees serving on committees may vote only on committee matters.

**ARTICLE VI
INSPECTION OF RECORDS**

Section 1. Inspection of Records

The book of accounts and the minutes of all meetings of the Tribal Council and Committee meetings shall be kept open for inspection by Tribal members on written demand and at any reasonable time for a purpose reasonably relating to a specific issue. The inspection shall be made in person. The rights of inspection, including the right to make extractions from the records, shall also be made in person.

Demands for inspection must be in writing and must be made to the Chairperson, Secretary or Administrator. The following records are not open for inspection, except to the Contracting Officer or the Governmental Audit Office: Personnel and Client records.

**ARTICLE VII
NEPOTISM**

Section 1. Nepotism

1. "Immediate family member" as used in this section means husband, wife, brother, sister, son, daughter, father, mother, brother-in-law, sister-in-law, mother-in-law, father-in-law, stepchild, stepparent, grandmother, grandfather, grandson, or granddaughter.
2. No two immediate family members may serve as officers at the same time.
3. No officer or other member of the Tribal Council shall participate in or attempt to influence a decision of the Tribal Council that will have a direct effect on an immediate family member other than a decision that affects the family member in the same way as all other members of the Tribe.

**ARTICLE VIII
AMENDMENTS TO BYLAWS**

Section 1. Amendment

These Bylaws may be amended, repealed, added to or new Bylaws adopted by a majority vote of the Tribal Council.

Section 2. Inspection of Bylaws

The original or copy of these Bylaws, as amended or otherwise altered to date, shall at all times be kept in the principal office of the Mooretown Rancheria for the transaction

UNfinished Sentence?

Members when elected to the Tribal Council and thereafter upon written request. The Bylaws are to be reviewed on an annual basis by the Tribal Council.

Section 3. Dissolution of the Rancheria

- A. Upon the dissolution of the Mooretown Rancheria, its assets, after payment of provision for payment of all debts and liabilities, shall be distributed to a non-profit fund, foundation or corporation which is organized and operated exclusively for education, charitable and/or scientific purposes and which has established its tax exempt status under Section 501 (C) (3) of the United States Internal Revenue Code.
- B. No part of the net earnings of this association shall ever insure to or for the benefit of or be distributable to its members, trustees, officers, or other private persons, except that the association shall be empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the exempt purposes for which it was formed.
- C. Notwithstanding any other provisions of these Articles, the association shall not carry on any other activities not permitted to be carried on by an association exempt from Federal Income Tax under Section 501 (C) (3) of the Internal Revenue Code of 1954.

ARTICLE IX
AMENDMENT TO THE BYLAWS
JULY 12, 1990

Section 1. Tribal Elders

At a duly called and convened Tribal Council Meeting at which a quorum was noted, a motion was made, seconded and passed, by a vote of 6 for, 0 opposed and 1 abstained to add to the Bylaws of the Mooretown Rancheria:

Article IX: Section 1. Tribal Elders:

- 1. Tribal Elders of the Mooretown Rancheria will be recognized as Elders of the Tribe at fifty (50) years of age.

ARTICLE X
AMENDMENT TO THE BYLAWS
December 8, 1991

The Tribal Council hereby amends these Bylaws as follows:

At a duly called and convened meeting of the Tribal Council at which a quorum was present a motion was made, seconded and passed by a vote of 6 for, 0 opposed and 0 abstained to add to the Bylaws of the Mooretown Rancheria:

Article X: Section 1. Alternates:

1. The Tribal Council shall also consist of no more than seven (7) Council Members and three (3) Alternate Council who shall act on the Council in the absence of one of the original seven members, as referred to in Election Ordinance No. 90-03, Article IV, Section 1. The term of office for each Alternate Council Member shall be for a period of one (1) year.

Donald Archuleta made a motion to add three alternate council members to the to the Council Members. Seconded by Melvin Jackson. All in favor: 6 yes, 0 against and 0 abstaining. **Motion carried**

(Amended-December 8,1991)

Article X: Section 2. Adoption:

1. The adoption policies of the Mooretown Rancheria shall be amended to read as follows:

Any descendant of a "Recognized California Indian Tribe" who has applied for adoption and who will help to promote and develop the Rancheria for all members may be adopted into membership by a vote of the Enrollment Committee using written ballots that guarantee the anonymity of voters (secret ballot). The names of the applicants for adoption shall be posted by the Enrollment Committee. Individuals duly adopted under the provisions of this section shall not become a voting member of the General Council.

The decision of the Tribal Council shall be final.

Donald Archuleta made a motion to limit future adoptees to recognized California Indian Tribes only. Melvin Jackson seconded the motion. All in favor: 6 for, 0 against and 0 abstaining. **Motion carried.**

(Amended - December 8, 1991)

CONSTITUTION OF THE MOORETOWN RANCHERIA

Amended on January 2, 1999 by the
General Lineal Voting Membership

1-7-99
Date

Shirley Prusia
Shirley Prusia, Tribal Chairperson

1-7-99
Date

Gary W. Archuleta
Gary Archuleta, Vice-Chairperson

1-7-99
Date

Marion Contreras
Marion Contreras, Secretary

1-7-99
Date

Kim Newton
Kim Newton, Treasurer

1-7-99
Date

Janice Taylor
Janice Taylor, Council Member

1-7-99
Date

Ken Gilbert
Ken Gilbert, Council Member

1-7-99
Date

Antonio Archuleta
Antonio Archuleta, Council Member

CONSTITUTION
OF THE
MOORETOWN RANCHERIA

PREAMBLE

We, the members of the Mooretown Rancheria, being of the Concow/Maidu Indian Tribe located in Butte County, the State of California, in order to promote our common welfare and to secure to ourselves and our descendants the rights, powers and privileges conferred by the Tribe's inherent rights of self-government, do hereby ordain and establish this constitution.

ARTICLE I - TERRITORY

This Constitution shall apply to all lands belonging to the Mooretown Rancheria and such lands as may be hereafter adjudicated in favor or acquired by or for the Mooretown Rancheria.

ARTICLE II - MEMBERSHIP

The General Membership of Mooretown Rancheria shall consist of Lineal Members and Non-Lineal Members, provided however, that such individuals are not enrolled members in any other federally recognized tribe. He/She must relinquish membership and land use assignment on another reservation or rancheria. However, inherited interests in trust allotments shall not disqualify a person from membership.

SECTION 1. Lineal Members shall consist of the following:

(a) Individuals who are direct lineal descendants of Kate Archuleta, Fred Taylor, Robert Jackson and Ina Jackson, who were listed as distributees in the Plan for Distribution of the Assets of the Mooretown Rancheria as recorded in the Federal Register dated August 1, 1961.

(b) Individuals who are lineal descendants of an individual, living or dead, identified in Section 1 above.

SECTION 2. Non-Lineal Members shall consist of the following:

(a) Any individual of Indian descent determined to be eligible by, and who has fulfilled all requirements of, the Enrollment Ordinance for adoption into the tribe.

SECTION 3. The official membership roll shall be prepared in accordance with an ordinance adopted by the Tribal Council. Such ordinance shall contain provisions for enrollment procedures and requirements, applications, rejection notice, appeals, corrections and provisions for keeping the roll on current basis.

ARTICLE III - GOVERNING BODY

SECTION 1. Any rights and powers which have at any time been vested or shall in the future be vested in the Mooretown Rancheria, but which are not expressly referred to in this Constitution, shall not be limited or forfeited by the fact that they are not listed here. Such rights and powers may be exercised by the Lineal Voting Members or delegated by it to the Tribal Council or other officers and agencies of the tribe without amendment of this Constitution. The lineal voting members exercise their powers through referendum and amendment and such other powers delegated to them by this Constitution.

SECTION 2. The governing body of the Mooretown Rancheria shall be the Tribal Council.

SECTION 3. The Tribal Council shall consist of seven (7) lineal voting members elected at-large from the Mooretown Rancheria Lineal Voting Membership. This includes: four officers, a Chairperson, Vice-Chairperson, Secretary and Treasurer, three (3) Council members and Three (3) Alternate Council Members.

ARTICLE IV - ELECTIONS

SECTION 1. Voter Qualification. All enrolled lineal members as defined in Article II, who have reached the age of 21 years, regardless of residence, shall have the right to vote in tribal elections. These members shall be referred to as Lineal Voting Members. Persons adopted into the Tribe who are not lineal descendants of original distributees or dependent members shall not have the right to vote in tribal elections.

SECTION 2. Qualification of Candidates. All candidates for the Tribal Council must be

qualified voters of the Mooretown Rancheria, twenty-one (21) years of age or older, who reside within the state of California. No person who has been convicted of a felony in any State or Federal Court within three (3) years preceding the election shall be eligible to hold office on the Mooretown Rancheria Tribal Council.

Tribal members may not serve on Tribal Council and hold a management position for Mooretown Rancheria, Feather Falls Casino, or any business enterprise concurrently. Management is defined as administrative managers and department managers.

Any person removed from office by recall cannot run for office for 5 years.

SECTION 3. All elections of tribal officials shall be by secret ballot.

SECTION 4. Each Tribal Council member shall be elected for a term of four (4) years. Terms of office for the seven (7) council members shall be staggered. The election shall be conducted so that the Chairperson, Secretary, and Treasurer are elected for a term of four (4) years. The remaining members shall be elected for a term of four (4) years. Persons who are members of the Tribal Council at the time this Constitution is adopted and approved shall continue to serve on the Tribal Council until the regular annual elections, held on the third (3rd) week in March, for their respective offices. Elected officials shall hold and remain in office until their successors are duly elected and installed. Installation of Council Members shall be made at the next duly called regularly scheduled Tribal Council meeting following their election.

SECTION 5. Nomination. The time, place and manner of nominations shall be specified in the election ordinance adopted pursuant to Section 6, of this article.

SECTION 6. Election Ordinance. An election ordinance shall be adopted by the Tribal Council within six (6) months following the effective date of this Constitution. Such ordinance shall include, but not be limited to, the following provisions: Election Committee, Secret balloting, nomination of candidates, absentee balloting, and a procedure for resolving election disputes. Provisions shall also be included regarding the conduct of recall and referendum elections, including a uniform procedure for submitting recall and referendum petitions. Elections to amend this Constitution shall be conducted in accordance with Article XV of this Constitution.

ARTICLE V - REMOVAL, RECALL AND FORFEITURE

SECTION 1. Removal. Any member of the Tribal Council of the Mooretown Rancheria who, during the term for which he/she is elected or appointed, is convicted of a

felony in any federal or state court shall automatically forfeit his/her office effective on the date of his/her initial conviction in court. Any member of the Tribal Council found guilty by the Tribal Council of behavior involving misconduct reflecting on the dignity and integrity of the tribal government, malfeasance in office, or gross neglect of duty shall be removed from office if at least four (4) members of the Tribal Council vote in favor of such removal. Voting must be by secret ballot and the chairperson is entitled to vote. The accused shall not have the right to cast a secret ballot. Before any vote for removal is taken, such member shall be given a written statement of the charges against him/her at least ten (10) days before the meeting of the Tribal Council which he/she is to appear and he/she shall be given an opportunity to answer any and all charges at the designated council meeting. The decision of the Tribal Council shall be final. No member of the Tribal Council shall preside over the meeting at which his/her removal is being considered.

SECTION 2. Recall. Upon receipt of a petition signed by at least thirty percent (30%) of the qualified voters of the Mooretown Rancheria, it shall be the duty of the Tribal Council to call and conduct within thirty (30) days an election to consider the recall of an elected official. The election shall be conducted pursuant to the election ordinance. Once the Tribal Council has been served with a recall petition against a council member, that council member shall no longer have any authority on the council until such time as the validity of the petition or the recall election has been decided. Once an individual has been subjected to recall proceedings, he/she shall not again be subject to such action for the same charge during the balance of his/her term of office.

SECTION 3. Forfeiture. After due notice, it shall be the duty of the Tribal Council to immediately declare vacant any position and to promptly fill such vacancy in the manner provided in Article VI when it is determined that the incumbent:

- (a) Had died
- (b) Has resigned
- (c) Has been convicted while in office of a crime involving dishonesty.
- (d) Has been convicted of a felony while in office.
- (e) Has been absent, without being excused by the Tribal Council, for three (3) consecutive meetings; provided, that the loss of office for such reason shall not serve to prevent a person from becoming a candidate for office in subsequent elections.
- (f) Has ceased to reside physically in the State of California.

- (g) Has falsified his affidavit of qualifications, when being certified as a candidate for tribal office.

ARTICLE VI - VACANCIES

SECTION 1. Any office which has been vacated, whether it be by removal, recall or forfeiture, shall be filled by appointment of a council member by the Tribal Council at its next meeting and such replacement shall serve the unexpired term of office. If the unexpired term is for six (6) months or more it shall be filled by special election. The Tribal Council appointee shall serve until the special election is held.

ARTICLE VII - POWERS OF THE GOVERNING COUNCIL OF MOORETOWN RANCHERIA

SECTION 1. The Tribal Council of the Mooretown Rancheria shall have powers and responsibilities hereinafter provided:

- (a) To consult, negotiate, contract or conclude agreements with federal, state and local governments on activities which may affect the Mooretown Rancheria.
- (b) To employ legal counsel.
- (c) To manage, lease or otherwise operate all unassigned tribal property and to oversee the use of, and development on assigned tribal lands.
- (d) To acquire property and to accept gifts on behalf of the tribe.
- (e) To join and/or charter tribal housing authorities.
- (f) To charter tribal enterprises, corporations and associations.
- (g) To prescribe rules and regulations governing future membership, loss of membership and adoption of members. The only way a lineal member can be terminated is if he or she relinquishes their rights on his or her own.
- (h) To establish business enterprises as branches of agencies of the Mooretown Rancheria government and otherwise to engage in business activities which promote

the economic well-being of the tribe and its members.

- (i) To promulgate and enforce such ordinances as are deemed necessary to safeguard and promote the peace, safety, health and general welfare of the members of the Mooretown Rancheria.
- (j) To promulgate and adopt ordinances to assure the complete jurisdiction available to the Mooretown Rancheria pursuant to the Indian Child Welfare Act of 1978, (25 U.S.C. 1918).
- (k) To promulgate and adopt ordinances necessary or incidental to the exercise of any of the foregoing powers and duties as long as they are not in conflict with this Constitution.
- (l) To establish reasonable and fair rules or procedures for the conduct of its affairs.
- (m) To set compensation for travel and per diem of Council members, officers, and committee members as it believes is advisable.
- (n) To participate in educational programs and activities for the benefit and welfare of the Tribe.
- (o) To have the authority to suspend or terminate the services of any employee for cause. Said employee shall be granted the right to appeal such said Council action before a grievance committee.

ARTICLE VIII - TRIBAL ENACTMENTS

SECTION 1. Ordinances. All final decision on matters of general and permanent interest to members of the tribe shall be embodied in ordinances, such as an enrollment ordinance or an election ordinance. Such enactments shall be available for inspection by members of the General Membership during normal office hours.

SECTION 2. Resolutions and Motions. All final decisions on matters of short term or one time interest where a formal expression is needed shall be embodied in resolutions. Other decisions of a temporary nature or relating to particular individuals, officials or committees shall be put in the form of motions and noted in the Minutes and shall be available for inspection by members of the General Membership during normal office hours.

SECTION 3. All ordinances and resolutions shall be dated and numbered, and shall include a certification showing the presence of a quorum and the number of members voting for/against the proposed enactment.

SECTION 4. No enactment of the Lineal Voting Members or Tribal Council of the Mooretown Rancheria shall have any validity or effect in the absence of a quorum of the membership thereof at a legally called session.

ARTICLE IX - REFERENDUM

SECTION 1. Upon presentation to the Tribal Council of a petition signed by thirty (30%) of the qualified voters, the Tribal Council shall either (1) adopt the provisions of the petition by ordinance, resolution or other appropriate action; or (2) provide that the issue presented by the petition be voted on within forty five (45) days, by secret ballot, at a regular or special election. The Mooretown Rancheria shall abide by the vote of two-thirds (2/3) majority of the voters in any such election, provided that at least fifty-one (51%) of those eligible to vote have voted.

ARTICLE X - BILL OF RIGHTS

SECTION 1. The protection guaranteed to persons by Title II of the Civil Rights Act of 1968 (82 Stat. 73), against actions of a tribe in the exercise of its powers of self-government shall apply to the Mooretown Rancheria, its officers and all persons within its jurisdiction.

ARTICLE XI - MEETINGS

SECTION 1. Regular meetings of the Tribal Council shall be held as needed in a place designated by the Tribal Council. Special meetings of the Tribal Council may be called by the Chairperson and shall be called by him/her upon receipt of a petition signed by at least four (4) Tribal Council members and when so called, the Tribal Council shall have the power to transact business as in regular meetings provided that a quorum is present. All members of the Tribal Council shall be notified at least twenty-four (24) hours in advance of all special tribal meetings. Notice may be waived by the unanimous consent of all seven (7) Tribal Council Members, this does not include the alternates.

SECTION 2. A quorum for the purpose of convening a meeting of the Tribal Council shall be six (6) Tribal Council members. Business can be conducted as soon as the meeting is properly convened. Official Tribal Council actions shall be taken by majority vote of the members present, providing that a quorum is present at the time of the vote or action. This includes the alternates.

SECTION 3. Regular meetings of the General Membership shall be held quarterly. Special meetings of the General Membership may be called by the Chairperson, or shall be called by him/her upon receipt of a valid petition signed by at least thirty (30%) of the Lineal Voting Membership.

SECTION 4. A quorum of the General Membership shall consist of thirty (30%) of the Lineal Voting Members. Action may be taken by the concurrence of a majority of the Lineal Voting Members present at any duly called meeting providing that a quorum is present at the time of the vote or action.

SECTION 5. The Tribal Council shall establish rules of procedure governing the conduct of meetings.

ARTICLE XII - DUTIES OF OFFICERS

SECTION 1. Newly elected officers shall assume their respective offices and duties at the regular council meeting immediately following the election.

SECTION 2. The chairperson shall preside at all meetings of the Tribal Council and of the General membership and shall execute on behalf of the Mooretown Rancheria contracts, leases or other documents approved by the Tribal council. He/she shall have general supervision of all other officers, the administrator and committees of the Mooretown Rancheria and see that their duties are properly performed. When the Tribal Council is not in session, he/she shall be the official representative of the Mooretown Rancheria.

SECTION 3. The Vice-Chairperson shall assist the Chairperson when called upon to do so. In the absence of the Chairperson, he/she shall preside and when so presiding shall have all rights, privileges, duties and responsibilities of the Chairperson.

SECTION 4. The Secretary shall keep the Minutes of all General Membership and Tribal Council meetings and shall attest to the enactment of all resolutions and ordinances. Copies of resolutions and ordinances shall be submitted by him/her to the Bureau of Indian Affairs in a timely manner. The Secretary shall issue notices of all General Membership

and Tribal Council meetings.

SECTION 5. The Treasurer shall carry out the financial directives of the Tribal Council, receive all local monies of the Mooretown Rancheria and keep an accurate account of the receipts and disbursements. Funds shall be deposited in the Mooretown Rancheria account in a local bank selected by the Tribal Council where depositor's funds are insured by the Federal Deposit Insurance Corporation. All disbursements shall be made by check in accordance with resolutions of the Tribal Council. The Treasurer shall file a bond satisfactory to the Tribal Council as requested by the Tribal Council, and all financial records shall be available for inspection by any member of the Mooretown Rancheria through appointment according to procedure established by the Tribal Council. At the expiration of his/her term of office, the Secretary and Treasurer shall turn over all the records and papers in his/her possession to the Tribal Council. The Treasurer shall make a financial report to the General Membership quarterly.

SECTION 6. Nepotism.

- (a) "Immediate family member" as used in this section means husband, wife, brother, sister, son, daughter, father, mother.
- (b) No two immediate family members may serve as officers or signatories (check signers) on the same check.
- (c) No officer or other member of the Tribal Council shall participate in or attempt to influence a decision of the Tribal Council that will have a direct effect on an immediate family member other than a decision that affects the family member in the same way as all other members of the Tribe.

ARTICLE XIII - SEVERABILITY

If any provision of this Constitution shall, in the future, be declared invalid by a Court of competent jurisdiction, the invalid provision or provisions shall be severed and the remaining provisions shall continue in full force and effect.

ARTICLE XIV - AMENDMENTS

SECTION 1. This Constitution may be amended in the same manner as provided for adoption in Article XV. Amendments adopted in this way shall be effective from the date

of such adoption, unless otherwise provided in the amendment itself. Amendments may be proposed by the Tribal Council or upon receipt of a petition signed by at least thirty percent (30%) of the Lineal Voting Members.

ARTICLE XV - ADOPTION

This Constitution shall be effective when adopted by a two-thirds (2/3) majority vote of the qualified Lineal Voting Members of the Mooretown Rancheria voting at an election called for that purpose, provided that fifty-one (51%) of the Lineal Voting Members, vote at that election by secret ballot.

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Mooretown Rancheria

#1 Alverda Drive

Oroville, CA 95966

(530) 533-3625 Office

(530) 533-3680 Fax

February 23, 2005

Dear Ina Jackson descendants:

As you may be aware, the Tribal Council suspended the descendants of Ina Jackson (prior to her marriage to Robert Jackson) until a hearing can be held.

The hearing has been scheduled for:

Thursday, March 10, 2005

5:00 pm

Mooretown Rancheria Community Center

1 Alverda Drive, Oroville, California

You should plan to bring any documents, information or other data that supports your position.

Gary W. Archuleta

Tribal Chairman

GWA/llw



Mooretown Rancheria

*#1 Alverda Drive
Oroville, CA 95966
(530) 533-3625 Office
(530) 533-3680 Fax*

March 15, 2005

Donald Wayne Brock
18 Concow Maidu Drive
Oroville, CA 95966

Certified letter - Return Receipt Requested

Dear Donald:

This letter is a written decision of the Tribal Council pursuant to Section 6 (e) of the Mooretown Rancheria Enrollment Ordinance, Ordinance 99-21, Amended October 5, 2000, ("Enrollment Ordinance"). This decision is based on the evidence presented at the March 10, 2005 hearing regarding the status of the descendants of Ina Jackson (prior to her marriage to Robert Jackson) ("Ina Jackson Descendants").

As one of the Ina Jackson Descendants, you received notice via letter dated February 23, 2005 that the Tribal Council suspended the Ina Jackson Descendants until a hearing could be held. In that letter from the Tribal Chairman, the Ina Jackson Descendants were given proper notice of their opportunity to appear in person on March 10, 2005 to present evidence and argument to the Tribal Council in support of or opposition to the appeal of that suspension. Also included with that notice was information regarding the reason for the suspension.

The Enrollment Ordinance states in Section 6 (d) that you as an appellant had the "right to appear in person in an orderly manner with representation before the Tribal Council and to present evidence and argument in support of or opposed to the appeal." Your attorney, Michael Harvey, presented written and oral statements at that March 10 hearing. The Ina Jackson Descendants also presented written evidence and oral testimony to the Tribal Council at that hearing, which commenced at 5 p.m. at the Mooretown Rancheria Community Center.

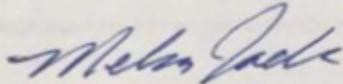
According to the Tribe's Constitution, Article II, Section 1, Lineal Membership requires direct descendancy from distributees listed on the Plan for Distribution of the Assets of the Mooretown Rancheria. No evidence was

"Concow - Maidu"

March 15, 2005
Page 2 of 2

presented to the Tribal Council to prove that the Ina Jackson Descendants descended lineally from the three distributees listed on the Plan for Distribution of the Assets of the Mooretown Rancheria: Kate Archuleta, Fred Taylor and Robert Jackson. Therefore, as an Ina Jackson Descendant, you are unable to claim status as a lineal member based on descendency from the three distributees. Based on the evidence presented, the Tribal Council therefore is re-classifying your status from Lineal Member to Non-Lineal Member.

Pursuant to the Enrollment Ordinance, Section 6 (f), this decision of the Tribal Council is final.



Melvin Jackson, Vice Chairman
for Gary Archuleta, Chairman



Mooretown Rancheria

#1 Alvarada Drive
 Orville, CA 95966
 (530) 533-3625 Office
 (530) 533-3680 Fax

April 19, 2005

Dear Lineal Tribal Members:

I hope this finds you well. Recently, a couple of individuals sent out letters to parts of the Tribal membership. Unfortunately, these letters contain a number of misstatements and inaccuracies, which we, as the Tribal Council, are obliged to clarify and correct.

First, we want to correct the information being distributed about Dr. Christine Grabowski, the nationally-respected anthropologist whom we hired to conduct a review of our tribal history, which uncovered previously unavailable documentation and provided us the historical records of our Tribe. As part of her research of the volumes of documents relating to our Tribe's history, Dr. Grabowski uncovered new information regarding our history - new information on the original distributees from whom the lineal members descend. The detailed information received by the Tribe is worth every dollar it cost to finally have an accurate history of our Tribe.

The Tribal Council has proposed an amendment so that our Constitution correctly describes the original distributees. Ina Martin was not a distributee, and we must amend our Constitution accordingly to reflect this fact. The amendment is for that limited purpose and will be done in accordance with the Tribe's law, which requires a vote of the lineal membership.

Second, we want to correct the information being distributed about the RV Park. Work from the planning and design stages through construction has been taking place from the first membership approval of the project. While it has not happened as quickly as we may have hoped, work has continued undeterred by the Council. Unforeseen delays have occurred as a result of design changes and weather. The principals involved with the project have been the Tribal Council Treasurers, initially Alan Archuleta and then Robert Stone. Ken Gilbert was not assigned to the project, and his involvement has been the same as the other Council members. Since the departure of Robert Stone, Melvin Jackson and Cody Webber have been working on the project. Just recently, Council added Randy Carter to the project team.

Third, we want to correct the information being distributed about Randy Carter. The Tribal Council has placed him in a coordinator position on the

"Concow - Malda"

4-15-06

Dear Lineal Voting Members,

ARE YOU AWARE OF:

1. Grabowski's report contains numerous errors both in fact and in law.
2. Anthropologist fee & Attorneys retainer/fees is near ½ million dollars.
3. A 90 page report sent to Washington D.C.
4. Our Trust land is in question for our Casino.
5. Inquiries from the National Indian Gaming Commission.
6. A 116 page report on Ethnohistory & Membership of the M/R.
7. Danger of the Burdicks & Willaims lawsuit against the BIA.
8. Constitutions contains wording " distributees and/or dependent members."

A few members beside the council are aware of what is occurring and the council has not come forward with this information of the cost and problems they started by illegally reclassifying the Martin family. Nothing was reported to the members at our 1-21-06 Lineal meeting. No financial reports handed out to members. Our Tribal laws state we are to have financial reports from them. Our April Lineal meeting will be this Saturday. Hopefully this letter will *inspire* the council to report to the members as should be with financial reports and respond to the 8 issues stated above.

A CAN OF WORMS WAS OPEN AND WE NEED TO CLOSE IT.

12-14-04 This all started when the council hired Grabowski & Associate
"to do a proper genealogy."

2-18-05 The six Tribal Council members illegal Log Cabin meeting, they met to read the Fax copy of 'Documentary Review Summary Conclusions: Ina Davis Martin Descendants', with four (all Ina grandchildren) Tribal Council members left out.

3-16-05 The reclassification of the Martin family to adoptee status without due process of law.
(Illegal elections occurred and Tribal laws broken.)

3-29-05 At a Tribal Council meeting, the council agreed for a Independent Contractor Agreement between our Tribal Attorney and

Grabowski, so, "any work performed would then be protected under the Attorney – Client privilege umbrella." *Hum!*

The Grabowski report interpretation of the 'Plan for the Distribution' presented to the tribe was never accepted by many of the lineal members. Her opinion and legal conclusions on this Federal Document, was also contested by Attorney Michael Harvey at a hearing for the Martins, when Mr. Harvey verbally told her, more than one time, "you cannot say that! You are not an attorney."

The continuation of spending Tribal money for Attorney after Attorney to prove the Martin family was legally reclassified by Tribal Law, has not been done. Two Attorneys already gave their legal opinion and they no longer work for the council. Now new Attorneys are hired to strategize new ways to show the council did not break our Tribal Laws and they have not found that legal loophole yet! All of this started approximate 1½ years ago and the cost the council is costing the tribe due to their belief in the Grabowski report is getting near ½ million dollars. This spending of our Tribal money to protect them must stop! A mistake was made due to the information given to the Tribe. Put these Lineal Members back in where they belong!

1-06-06 Jon Velie, Attorney for the Martin family sent a 90 page report to Washington D.C. to three Federal Offices. Bureau of Indian Affairs, National Indian Gaming Commission, Office of Indian Gaming Management. Stating violation of Tribal Laws, Indian Civil Rights, and our Revenue Allocation Plan.

Our Trust land is now being question by these offices and they are looking into the situation the council has put us in. Senators are also reviewing Mooretown papers. Do you want to wake up one day and find our Casino shut down! Our assets frozen! Well! I don't! NIGC has the power to do it. The council and attorneys have this information, yet most of you have not been informed of what is happening. The council continues to work behind closed doors, closed sessions, keeping us in the dark, traveling to and fro, spending tribal money like there is no end to it. AND are you one of the members who do not question or concern yourself with our Tribal business. (this is a shame) We need a handout/mailed financial statement every month from the council on their spending of Tribal money.

In this 90 page report was an Affidavit of Heather A. Howard Ph. D. (there was 11 pages of credentials) She is a Antropologist and Ethnohistorical Researcher, hired by Attorney Velie to conduct research on the historical documentary evidence pertaining to the lineal members and to comment on the Grabowski report. I have enclosed the 3 page report of hers for you to read. Dr. Howard found the report inaccurate, selective and prejudiced. Grabowski offers a legal reevaluation of official documents which is beyond the scope of her training.

4-07-06 A 116 page report of 'Ethnohistory and Membership of the Mooretown Rancheia, by Heather A. Howard Ph.D.

It took me 2 days to read this report concerning our tribe, due to the fact I enjoy the genealogy and historical history of old Indian families and our ancestors. Some of you may already have a copy while other don't. I will send you a copy if you call me. The report is well written, with information on the bottom of the page where she found the information. Her findings are from all 4 founders and lots more. But! what needs to be said here is she shows us the errors and misrepresentations of the Historical Record in the Grabowski Report. She disagrees with the Grabowski report concerning the 'Plan of Distribution.' Dr. Howard states Ina was a distributee in every way and she goes on to show us why. When Grabowski gave a legal opinion of Ina as a dependent member and stating Ina was not a "real" distributee, her declaration by making these erroneous assertions, causing harm to the subjects of her report, violates the AAA Code of Ethics.

The Burdicks and Williams lawsuit against the USA; BIA, was resubmitted in Federal Court. Their lawsuit centers around the 'Plan of Distribution List.' BIA denies any involvement in deciding Mooretown's membership. Attorney Chappabitty claims otherwise. In this report on page 31, shows very damaging information for our tribe. It states how the BIA was urge to restored tribes to confine their membership to the lineal decendants of the distributees and dependent members.....

Have you ever seen the 1915 Census? That is what they want us to use for our Lineal Membership. IF they should get a hold of this information in this report and IF they should succeed we will have over 1000 Lineal Voting Members.

(the can of worms is destroying us)

In conclusion, I am sending you clippings from our 3 Constitutions. The family members who was involved in the 1st Constitution would have surely have seen a copy of the 'Plans of Distribution.' Gary's letter dated 4-19-05

stating, "uncovered new information regarding our history- new information on the original distributees....." is a damaging statement for the tribe. The Burdicks and Willaims lawsuit states the BIA told us how to set up our membership and our members are saying "we never seen this document!!" Statements like this is very bad for our tribe. Someone better step forward and state they remember and seen and used this document in our Constitution.

The clippings for the Constitution will verify the Martin family was illegally reclassified. They are Lineal Members as we are. We need to put them back in.

The clipping from November 21, 1987 Constitution.

Article III MEMBERSHIP

ARTICLE III - MEMBERSHIP

SECTION 1. Membership in the Mooretown Rancheria shall consist of all persons living on the effective date of this Constitution who were listed as distributees and dependent members of their immediate families in the Plan for Distribution of the Assests of the Mooretown Rancheria as

ARTICLE V ELECTION

SECTION 1. Voter Qualification. All enrolled members of Mooretown Rancheria twenty-one (21) years of age or older, other than members adopted into the Tribe, regardless of residence, are qualified voters. Persons adopted into the Tribe who are not lineal descendents of original distributees or dependent members shall not have the right to vote in tribal elections.

January 2, 1999 Constitution

ARTICLE II MEMBERSHIP

SECTION 1. Lineal Members shall consist of the following:

(a) Individuals who are direct lineal descendants of Kate Archuleta, Fred Taylor, Robert Jackson and Ina Jackson, who were listed as distributees in the Plan for Distribution of the Assets of the Mooretown Rancheria as recorded in the Federal Register dated August 1, 1961.

ARTICLE IV ELECTIONS

ARTICLE IV - ELECTIONS

SECTION 1. Voter Qualification. All enrolled lineal members as defined in Article II, who have reached the age of 21 years, regardless of residence, shall have the right to vote in tribal elections. These members shall be referred to as Lineal Voting Members. Persons adopted into the Tribe who are not lineal descendants of original distributees or dependent members shall not have the right to vote in tribal elections.

May 14, 2005 Constitution

ARTICLE II MEMBERSHIP

SECTION 1. Lineal Members shall consist of the following:

(a) Individuals who are direct lineal descendants of any of the following three (3) persons listed in the 1958 Bureau of Indian Affairs (BIA) Plan for Distribution:

- Kate Archuleta
- Fred Taylor
- Robert Jackson

ARTICLE IV ELECTIONS

ARTICLE IV - ELECTIONS

SECTION 1. Voter Qualification. All enrolled lineal members as defined in Article II, who have reached the age of 21 years, regardless of residence, shall have the right to vote in tribal elections. These members shall be referred to as Lineal Voting Member. Persons adopted into the Tribe who are not lineal descendants of original distributees or

dependent members shall not have the right to vote in tribal elections.

Sincerely,


Shirley Prusia

AFFIDAVIT OF HEATHER A. HOWARD, Ph.D.

1. I, Heather A. Howard, Ph.D., being duly sworn, do hereby state as follows: I am an anthropologist and ethnohistorical researcher with eleven years of experience studying North American Indian history and culture, with a particular emphasis on issues of Native community formation and membership. I have published articles and edited books on these and related topics (see Vitae).

I have been retained as an anthropological expert by Velie and Velie, attorneys representing the descendants of Ina Jackson, members of the Mooretown Rancheria, in connection with issues arising from a report prepared by Grabowski & Associates, LLC, entitled *Documentary Review of the Lineal Membership of the Mooretown Rancheria* (hereafter referred to as the Grabowski report). I have been asked by the descendants of Ina Jackson represented by Velie and Velie to conduct research examining the historical documentary evidence relevant to the lineal membership of the Mooretown Rancheria, and to comment on the Grabowski report in light of this research. The following statements of fact and opinion are based upon my preliminary analysis of the documentary evidence supporting the Grabowski report.

2. The current constitution of the Mooretown Rancheria states that the lineal members of the Mooretown Rancheria shall consist of "Individuals who are direct descendants of Katie Archuleta, Fred Taylor, Robert Jackson and Ina Jackson, who were listed as distributees in the Plan for the Distribution of the Assets of the Mooretown Rancheria as recorded in the Federal Register dated August 1, 1961." Robert Jackson and Ina Jackson were husband and wife. The current constitution of the Mooretown Rancheria does not specify that Robert Jackson and Ina Jackson's direct lineal descendants be restricted to the children born of their marital union, which occurred in 1916. Children born to either of these individuals before or during their union are their "direct descendants." When Robert and Ina Jackson married in 1916, Ina Jackson had children from a previous marriage. These children are her direct lineal descendants.

3. Ina Jackson is listed as a distributee in the Federal Register dated August 1, 1961 on equal par with the other distributees named to receive the assets of the Mooretown Rancheria. In the Plan for the Distribution of the Assets of the Mooretown Rancheria, drawn up in 1959, Ina Jackson is listed as a distributee, who is also referred to as the "wife" of Robert Jackson. Termination policy required that the named distributees vote on the Plan for the distribution of rancheria assets. In the case of the Mooretown Rancheria, Fred Taylor, Katie Archuleta, and Robert Jackson voted to accept the Plan. Ina Jackson did not vote on the Plan. However, this was not inconsistent with the elderly couple's pattern, in which Robert Jackson spoke or wrote on his wife's behalf. Robert Jackson was aged seventy-seven and Ina Jackson was aged eighty-three in 1959. Other examples of Robert Jackson's correspondence, in which he explicitly states that he is writing on his own and his wife's behalf, demonstrate this pattern, which is also consistent with the general socio-cultural context of gender relations for the time period and for the age of the couple. Those who did vote on the Plan, accepted that it named Ina Jackson as a distributee.

The Grabowski report ignores this context and gives a less than holistic representation of these facts in order to conclude that Ina Jackson was not a real distributee of the Mooretown Rancheria. The Grabowski report makes the leap from an ethnohistorical report to a quasi-legal argument that Ina Jackson should not be considered an ancestor from whom members of the Mooretown Rancheria can trace lineal descent.

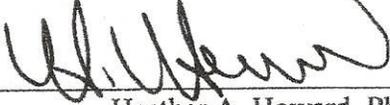
Nothing in the documentary evidence I have reviewed related to tracing lineal ancestry, nor in the historical record of circumstances surrounding federal termination of the Mooretown Rancheria in 1959, supports this contention. It was in 1959 that the list was generated of the four individuals to whom the assets of the Rancheria were to be distributed. A preliminary analysis of these documents does not show that the four distributees, and that Ina Jackson in particular, should be treated unequally. Ina Jackson's relationship with the federal government was terminated in the same way it was for Robert Jackson, Katie Archuleta, and Fred Taylor.

4. I found that the Grabowski report did not fulfill its stated goals in a fair and comprehensive manner. The introduction to the Grabowski report states the purpose is to provide analysis of all the current lineal members of the Mooretown Rancheria. I found that instead the Grabowski report presents a biased focus on the lineal members of the Mooretown Rancheria who descend from Ina Jackson. Only a cursory examination of the records pertaining to the family lines of Katie Archuleta and Fred Taylor is provided. I also found substantial errors in the representation of Robert Jackson's history. Information, which is available in the public record but often accessible only to professional researchers, is presented in the Grabowski report in a partial manner which appears to have purposefully excluded significant facts pertaining to the Robert Jackson and Ina Jackson family lines, while exaggerating others. To my knowledge, the subjects of the report – the descendants of Ina Jackson – were not given an opportunity to review or participate in the preparation of this report, while the descendants of the other families discussed were consulted.

5. Based on my examination of the Grabowski report and its supporting documents, I conclude that the Grabowski report is inaccurate, selective, and prejudiced in its representation of the documentary evidence. The Grabowski report is based on an ill-conceived social analysis of gender relations, which is not evenly applied to all the subjects of the report, and which is conflated into legal opinion. The Grabowski report offers a legal reevaluation of the official documents upon which the Mooretown Rancheria was terminated and restored, and upon which the Bureau of Indian Affairs was required to act. These are legal pronouncements which fall outside the functions of an ethnohistorical report and are beyond the scope of the research question the Grabowski report set out to answer. I have also studied the documentary evidence pertaining specifically to the history of Ina Jackson and find that she was listed as a distributee in the Plan for the Distribution of the Assets of the Mooretown Rancheria as recorded in the Federal Register dated August 1, 1961. I found no historical evidence that would lead to the conclusion that she or her lineal descendants should be treated exceptionally from the other three distributees and their lineal descendants.

I, Heather A. Howard, Ph.D., declare under penalty of perjury that the foregoing is true and correct.

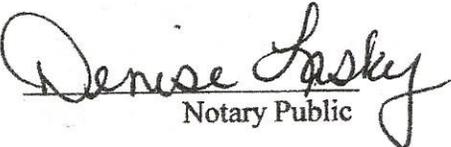
EXECUTED on the 3rd day of January 2006.



Heather A. Howard, Ph.D.

Subscribed and sworn to me this 3rd day of January 2006.

Denise Lasky
Notary Public, Ingham Co., MI
My Comm. Expires Jan. 5, 2012



Notary Public



Mooretown Rancheria

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April 22, 2006

Dear Lineal Members:

There have been a number of misstatements circulated lately regarding the determination by the Lineal Voting Membership of the Mooretown Rancheria that the Ina Martin Descendants are not Lineal Members. Generally, these misstatements repeat in one form or the other the assertions of Velie, a lawyer representing the Ina Martin Descendants, who sent a long letter to the Office of Indian Gaming Management on January 6, 2006, claiming that the Tribe had violated its Revenue Allocation Plan.

The Tribe intends to respond to Velie's allegations in writing to the National Indian Gaming Commission, which will address the matter. However, it is important to keep in mind that tribal membership issues are left to the discretion of the Tribe. No court, federal or State, will or can decide such issues. The Ina Martin Descendants cannot do an end run around this limitation by invoking the NIGC's authority over revenue allocation plans.⁵⁷ The rules for membership as a lineal descendant of the original distributees are the same rules our Tribe has for receiving of revenue payments.⁵⁸ This is an internal tribal membership dispute. Our understanding is that it is NIGC's general practice not to get involved in this kind of dispute. In fact, regulations issued under the Indian Gaming Revenue Act require disputes about gaming revenue payments to be resolved by the Tribal Council or other tribal forum.

The Tribe's basis for determining that the Ina Martin Descendants are lineal descendants of the original distributees is not subject to dispute. Ina Martin was not designated as a "distributee" of the assets of the Mooretown Rancheria in the Plan for the Distribution of the Assets of the Mooretown Rancheria. She was designated as the "wife" of Robert Jackson, a distributee. Ina Martin had children prior to her marriage to Robert Jackson. The descendants of these children are not lineal descendants of the original distributees under the Plan. The Tribal Constitution provided that the Lineal Members shall consist of the direct lineal descendants of distributees under the Plan. Until amendment, the Constitution erroneously designated Ina Martin as a distributee when she was not. These are facts that were brought out when Mooretown Rancheria engaged Dr. Christine Grabowski in 2005 to perform a Documentary Review of the Lineal Membership. Unlike Dr. Howard, the anthropologist Velie engaged to promote his clients' claim, Dr. Grabowski undertook this review without any preconception of the results to be achieved. Dr. Howard, on the other hand, was hired and has directed her efforts entirely to advancing the claims of the Ina Martin Descendants. (Some have

"Concow - Maidu"

suggested that Dr. Grabowski approached Dr. Howard seeking support for Dr. Grabowski's report. This statement is entirely false. No such approach was ever made.

... allegation that Dr. Grabowski's report of her tribal membership review ... Again, Velie and Dr. Howard were