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8 **SUPERIOR COURT OF CALIFORNIA**
9 **COUNTY OF LAKE**

10 GARY SABALONE,) Case No. 409878
11)
Person asking for protection,)
12 vs.)
13 DAVID MENDOZA,)
14)
Person to be restrained.)
15)
16) DATE: March 24, 2011
17) TIME: 8:15 a.m.
DEPT.: 1

18 I, LESTER J. MARSTON, declare:

19 1. I am the tribal attorney for the Robinson Rancheria Band of Pomo Indians. I am
20 submitting this declaration in support of David Mendoza's opposition to the request for a
21 restraining order and in support of his motion to quash, demurrer, and motion to dismiss. The
22 information contained in this declaration is of my own personal knowledge and if called as a
23 witness in these proceedings, I could competently testify thereto.

24 2. The Robinson Rancheria ("Tribe") is a federally recognized Indian tribe located
25 in Lake County, California. A true and correct copy of the August 11, 2009, Department of the
26 Interior notice, entitled: "Indian Entities Recognized as Eligible to Receive Services from the
27 United States Bureau of Indian Affairs" is hereby incorporated by this reference as if set forth
28 here in full and attached hereto as **Exhibit A**.

1 3. The Tribe is organized under the provisions of the Indian Reorganization Act, 25
2 U.S.C. § 476, under a written Constitution ("Constitution") which has been approved by the
3 Secretary of the Interior and which designates the Robinson Rancheria Citizens Business
4 Council as the governing body of the Tribe. A true and correct copy of the Constitution is
5 hereby incorporated by this reference as if set forth here in full and attached hereto as **Exhibit**
6 **B.**

7 4. Under the Constitution, the Robinson Rancheria Citizens Business Council has
8 the authority to waive the Tribe's sovereign immunity from suit. Constitution, Art. VIII, § 1.

9 5. As the tribal attorney, the Business Council has me review any waiver of the
10 Tribe's sovereign immunity from suit.

11 6. The Robinson Rancheria Citizens' Business Council has never waived the
12 Tribe's immunity from suit to authorize Gary Sabalone to sue the Tribe, David Mendoza in his
13 capacity as the Chief of Police for the Tribe, or any officer, agent, or employee of the Tribe.

14 I declare under penalty of perjury that the foregoing is true and correct; executed this
15 22nd day of March, 2011, in Ukiah, California.



Lester J. Marston
Attorney for the Robinson Rancheria
Citizens Business Council and
David Mendoza, Chief of Police

of response is on occasion; and the estimated time needed to prepare the response is .05 hour per response.

Status of the proposed information collection: Extension of a currently approved collection.

Authority: The Paperwork Reduction Act of 1995, 44 U.S.C., Chapter 35, as amended.

Dated: August 4, 2009.

Ronald Y. Spraker,
Acting General Deputy Assistant Secretary for Housing—Deputy Federal Housing Commissioner.

[FR Doc. E9-19240 Filed 8-10-09; 8:45 am]
BILLING CODE 4210-07-P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5281-N-02]

Application for HUD/FHA Insured Mortgage "Hope for Homeowners"

AGENCY: Office of the Chief Information Officer, HUD.

ACTION: Notice.

SUMMARY: The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

This information is collected on new mortgages offered by FHA approved mortgagees to mortgagors who are at risk

of losing their homes to foreclosure. The new FHA insured mortgages refinance the borrowers' existing mortgage at a significant write-down. Under the program the mortgagors share the new equity and future appreciation with FHA.

DATES: *Comments Due Date:* September 10, 2009.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB approval Number (2502-0579) and should be sent to: HUD Desk Officer, Office of Management and Budget, New Executive Office Building, Washington, DC 20503; fax: 202-395-5806.

FOR FURTHER INFORMATION CONTACT: Lillian Deltzer, Reports Management Officer, QDAM, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410; e-mail Lillian Deltzer at Lillian.L.Deltzer@HUD.gov or telephone (202) 402-8048. This is not a toll-free number. Copies of available documents submitted to OMB may be obtained from Ms. Deltzer.

SUPPLEMENTARY INFORMATION: This notice informs the public that the Department of Housing and Urban Development has submitted to OMB a request for approval of the information collection described below. This notice is soliciting comments from members of the public and affecting agencies concerning the proposed collection of information to: (1) Evaluate whether the

proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information; (3) Enhance the quality, utility, and clarity of the information to be collected; and (4) Minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

This notice also lists the following information:

Title of Proposal: Insured Mortgage "Hope for Homeowners".

OMB Approval Number: 2502-0579.

Form Numbers: HUD-92900-H4H, HUD-92915-H4H, HUD-92916-H4H, and HUD-92917-H4H.

Description of the Need for the Information and its Proposed Use: This information is collected on new mortgages offered by FHA approved mortgagees to mortgagors who are at risk of losing their homes to foreclosure. The new FHA insured mortgages refinance the borrowers' existing mortgage at a significant write-down. Under the program the mortgagors share the new equity and future appreciation with FHA.

Frequency of Submission: On occasion.

| | Number of respondents | Annual responses | x | Hours per response | = | Burden hours |
|------------------------|-----------------------|------------------|---|--------------------|---|--------------|
| Reporting Burden | 8,000 | 158 | | 0.723 | | 915,040 |

Total Estimated Burden Hours: 915,040.

Status: Extension of a currently approved collection.

Authority: Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: August 4, 2009.

Lillian Deltzer,
Departmental Reports Management Officer, Office of the Chief Information Officer.

[FR Doc. E9-19240 Filed 8-10-09; 8:45 am]
BILLING CODE 4210-07-P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Indian Entities Recognized and Eligible To Receive Services From the United States Bureau of Indian Affairs

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: This notice publishes the current list of 564 tribal entities recognized and eligible for funding and services from the Bureau of Indian Affairs by virtue of their status as Indian tribes. The list is updated from the notice published on April 4, 2008 (73 FR 18553).

FOR FURTHER INFORMATION CONTACT: Daisy West, Bureau of Indian Affairs, Division of Tribal Government Services,

Mail Stop 4513-MIB, 1849 C Street, NW., Washington, DC 20240. Telephone number: (202) 513-7641.

SUPPLEMENTARY INFORMATION: This notice is published pursuant to section 104 of the Act of November 2, 1994 (Pub. L. 103-454; 108 Stat. 4791, 4792), and in exercise of authority delegated to the Assistant Secretary—Indian Affairs under 25 U.S.C. 2 and 9 and 209 DM 8.

Published below is a list of federally acknowledged tribes in the contiguous 48 states and in Alaska.

Two tribes have been added to the list since the last publication. Federal relations have been reestablished with Wilton Rancheria pursuant to a court-ordered settlement stipulation. The court order was dated June 8, 2009. Direct government-to-government relations were reestablished with the Delaware Tribe of Indians through its

EXHIBIT A

reorganization under federal statute, the Oklahoma Indian Welfare Act. This reorganization of its tribal government, separate from that of the Cherokee Nation, Oklahoma, is pursuant to a Memorandum of Agreement between the two tribes. The reorganization was effective May 27, 2009.

Other amendments to the list include name changes and name corrections. To aid in identifying tribal name changes, the tribe's former name is included with the new tribal name. To aid in identifying corrections, the tribe's previously listed name is included with the tribal name. We will continue to list the tribe's former or previously listed name for several years before dropping the former or previously listed name from the list.

The listed entities are acknowledged to have the immunities and privileges available to other federally acknowledged Indian tribes by virtue of their government-to-government relationship with the United States as well as the responsibilities, powers, limitations and obligations of such tribes. We have continued the practice of listing the Alaska Native entities separately solely for the purpose of facilitating identification of them and reference to them, given the large number of complex Native names.

Dated: July 29, 2009.

Larry Echo Hawk,

Assistant Secretary—Indian Affairs.

Indian Tribal Entities Within the Contiguous 48 States Recognized and Eligible To Receive Services From the United States Bureau of Indian Affairs

Absentee-Shawnee Tribe of Indians of Oklahoma

Agua Caliente Band of Cahuilla Indians of the Agua Caliente Indian Reservation, California

Ak Chin Indian Community of the Maricopa (Ak Chin) Indian Reservation, Arizona

Alabama-Coushatta Tribes of Texas
Alabama-Quassarte Tribal Town, Oklahoma

Alturas Indian Rancheria, California

Apache Tribe of Oklahoma

Arapahoe Tribe of the Wind River Reservation, Wyoming

Aroostook Band of Micmac Indians of Maine

Ashland and Sioux Tribes of the Fort Peck Indian Reservation, Montana

Augustine Band of Cahuilla Indians, California (formerly the Augustine Band of Cahuilla Mission Indians of the Augustine Reservation)

Bad River Band of the Lake Superior Tribe of Chippewa Indians of the Bad River Reservation, Wisconsin

Bay Mills Indian Community, Michigan

Bear River Band of the Rohnerville Rancheria, California

Berry Creek Rancheria of Maidu Indians of California

Big Lagoon Rancheria, California

Big Pine Band of Owens Valley Paiute Shoshone Indians of the Big Pine Reservation, California

Big Sandy Rancheria of Mono Indians of California

Big Valley Band of Pomo Indians of the Big Valley Rancheria, California

Blackfeet Tribe of the Blackfoot Indian Reservation of Montana

Blue Lake Rancheria, California

Bridgeport Paiute Indian Colony of California

Buena Vista Rancheria of Me-Wuk Indians of California

Burns Paiute Tribe of the Burns Paiute Indian Colony of Oregon

Cabazon Band of Mission Indians, California

Cachil Deffe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria, California

Caddo Nation of Oklahoma

Cahuilla Band of Mission Indians of the Cahuilla Reservation, California

Cahto Indian Tribe of the Laytonville Rancheria, California

California Valley Miwok Tribe, California

Campo Band of Diegueno Mission Indians of the Campo Indian Reservation, California

Capitan Grande Band of Diegueno Mission Indians of California: Barona Group of Capitan Grande Band of Mission Indians of the Barona Reservation, California

Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of the Viejas Reservation, California

Catawba Indian Nation (aka Catawba Tribe of South Carolina)

Cayuga Nation of New York

Cedarville Rancheria, California

Chemohuevi Indian Tribe of the Chemohuevi Reservation, California

Cher-Ao Heights Indian Community of the Trinidad Rancheria, California

Cherokee Nation, Oklahoma

Choyenne and Arapaho Tribes, Oklahoma (formerly the Choyenne-Arapaho Tribes of Oklahoma)

Choyenne River Sioux Tribe of the Choyenne River Reservation, South Dakota

Chickasaw Nation, Oklahoma

Chicken Ranch Rancheria of Me-Wuk Indians of California

Chippewa-Cree Indians of the Rocky Boy's Reservation, Montana

Chitimacha Tribe of Louisiana

Choctaw Nation of Oklahoma

Citizen Potawatomi Nation, Oklahoma

Cloverdale Rancheria of Pomo Indians of California

Cocopah Tribe of Arizona

Coeur D'Alene Tribe of the Coeur D'Alene Reservation, Idaho

Cold Springs Rancheria of Mono Indians of California

Colorado River Indian Tribes of the Colorado River Indian Reservation, Arizona and California

Comanche Nation, Oklahoma

Confederated Salish & Kootenai Tribes of the Flathead Reservation, Montana

Confederated Tribes of the Chahalla Reservation, Washington

Confederated Tribes of the Colville Reservation, Washington

Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Indians of Oregon

Confederated Tribes of the Goshute Reservation, Nevada and Utah

Confederated Tribes of the Grand Rondo Community of Oregon

Confederated Tribes of Siletz Indians of Oregon (previously listed as the Confederated Tribes of the Siletz Reservation)

Confederated Tribes of the Umatilla Reservation, Oregon

Confederated Tribes of the Warm Springs Reservation of Oregon

Confederated Tribes and Bands of the Yakama Nation, Washington

Coquille Tribe of Oregon

Cortina Indian Rancheria of Wintun Indians of California

Coushatta Tribe of Louisiana

Cow Creek Band of Umpqua Indians of Oregon

Cowlitz Indian Tribe, Washington

Coyote Valley Band of Pomo Indians of California

Crow Tribe of Montana

Crow Creek Sioux Tribe of the Crow Creek Reservation, South Dakota

Death Valley Timbi-Sha Shoshone Band of California

Delaware Nation, Oklahoma

Delaware Tribe of Indians, Oklahoma

Dry Creek Rancheria of Pomo Indians of California

Duckwater Shoshone Tribe of the Duckwater Reservation, Nevada

Eastern Band of Cherokee Indians of North Carolina

Eastern Shawnee Tribe of Oklahoma

Elam Indian Colony of Pomo Indians of the Sulphur Bank Rancheria, California

Elk Valley Rancheria, California

Ely Shoshone Tribe of Nevada

Enterprise Rancheria of Maidu Indians of California

Ewilaapaayp Band of Kumoyayay Indians, California

Federated Indians of Graton Rancheria, California

Flandreau Santee Sioux Tribe of South Dakota

Forest County Potawatomi Community, Wisconsin

- Fort Belknap Indian Community of the Fort Belknap Reservation of Montana
- Fort Bidwell Indian Community of the Fort Bidwell Reservation of California
- Fort Independence Indian Community of Paiute Indians of the Fort Independence Reservation, California
- Fort McDermitt Paiute and Shoshone Tribes of the Fort McDermitt Indian Reservation, Nevada and Oregon
- Fort McDowell Yavapai Nation, Arizona
- Fort Mojave Indian Tribe of Arizona, California & Nevada
- Fort Sill Apache Tribe of Oklahoma
- Gila River Indian Community of the Gila River Indian Reservation, Arizona
- Grand Traverse Band of Ottawa and Chippewa Indians, Michigan
- Greenville Rancheria of Maidu Indians of California
- Grindstone Indian Rancheria of Wintun-Wallaki Indians of California
- Guidiville Rancheria of California
- Hobematolet Pomo of Upper Lake, California
- Hannahville Indian Community, Michigan
- Havasupai Tribe of the Havasupai Reservation, Arizona
- Ho-Chunk Nation of Wisconsin
- Hoh Indian Tribe of the Hoh Indian Reservation, Washington
- Hoopa Valley Tribe, California
- Hopi Tribe of Arizona
- Hopland Band of Pomo Indians of the Hopland Rancheria, California
- Houlton Band of Maliseet Indians of Maine
- Hualapai Indian Tribe of the Hualapai Indian Reservation, Arizona
- Iipay Nation of Santa Ysabel, California (formerly the Santa Ysabel Band of Diegueno Mission Indians of the Santa Ysabel Reservation)
- Inaja Band of Diegueno Mission Indians of the Inaja and Cosmit Reservation, California
- Iona Band of Miwok Indians of California
- Iowa Tribe of Kansas and Nebraska
- Iowa Tribe of Oklahoma
- Jackson Rancheria of Me-Wuk Indians of California
- Jamestown S'Klallam Tribe of Washington
- Jamul Indian Village of California
- Jona Band of Choctaw Indians, Louisiana
- Jicarilla Apache Nation, New Mexico
- Kaibab Band of Paiute Indians of the Kaibab Indian Reservation, Arizona
- Kalispel Indian Community of the Kalispel Reservation, Washington
- Karuk Tribe of California
- Kashia Band of Pomo Indians of the Stewarts Point Rancheria, California
- Kaw Nation, Oklahoma
- Keweenaw Bay Indian Community, Michigan
- Kialegee Tribal Town, Oklahoma
- Kickapoo Tribe of Indians of the Kickapoo Reservation in Kansas
- Kickapoo Tribe of Oklahoma
- Kickapoo Traditional Tribe of Texas
- Kiowa Indian Tribe of Oklahoma
- Klamath Tribes, Oregon
- Kootenai Tribe of Idaho
- La Jolla Band of Luiseno Mission Indians of the La Jolla Reservation, California
- La Posta Band of Diegueno Mission Indians of the La Posta Indian Reservation, California
- Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin
- Lac du Flambeau Band of Lake Superior Chippewa Indians of the Lac du Flambeau Reservation of Wisconsin
- Lac Vieux Desert Band of Lake Superior Chippewa Indians, Michigan
- Las Vegas Tribe of Paiute Indians of the Las Vegas Indian Colony, Nevada
- Little River Band of Ottawa Indians, Michigan
- Little Traverse Bay Bands of Odawa Indians, Michigan
- Lower Lake Rancheria, California
- Los Coyotes Band of Cahulla and Cupeno Indians, California (formerly the Los Coyotes Band of Cahulla & Cupeno Indians of the Los Coyotes Reservation)
- Lovelock Paiute Tribe of the Lovelock Indian Colony, Nevada
- Lower Brule Sioux Tribe of the Lower Brule Reservation, South Dakota
- Lower Elwha Tribal Community of the Lower Elwha Reservation, Washington
- Lower Sioux Indian Community in the State of Minnesota
- Lummi Tribe of the Lummi Reservation, Washington
- Lytton Rancheria of California
- Makah Indian Tribe of the Makah Indian Reservation, Washington
- Manchester Band of Pomo Indians of the Manchester-Point Arona Rancheria, California
- Manzanita Band of Diegueno Mission Indians of the Manzanita Reservation, California
- Mashantucket Pequot Tribe of Connecticut
- Mashpee Wampanoag Tribe, Massachusetts
- Match-a-be-nash-she-wish Band of Potawatomi Indians of Michigan
- Mechoopda Indian Tribe of Chico Rancheria, California
- Menominee Indian Tribe of Wisconsin
- Mesa Grande Band of Diegueno Mission Indians of the Mesa Grande Reservation, California
- Mescalero Apache Tribe of the Mescalero Reservation, New Mexico
- Miami Tribe of Oklahoma
- Micosukee Tribe of Indians of Florida
- Middletown Rancheria of Pomo Indians of California
- Minnesota Chippewa Tribe, Minnesota (Six component reservations: Bois Forte Band (Nett Lake); Fond du Lac Band; Grand Portage Band; Leech Lake Band; Mille Lacs Band; White Earth Band)
- Mississippi Band of Choctaw Indians, Mississippi
- Moapa Band of Paiute Indians of the Moapa River Indian Reservation, Nevada
- Modoc Tribe of Oklahoma
- Mohegan Indian Tribe of Connecticut
- Moorotown Rancheria of Maidu Indians of California
- Morongo Band of Mission Indians, California (formerly the Morongo Band of Cahulla Mission Indians of the Morongo Reservation)
- Muckleshoot Indian Tribe of the Muckleshoot Reservation, Washington
- Muscogee (Creek) Nation, Oklahoma
- Narragansett Indian Tribe of Rhode Island
- Navajo Nation, Arizona, New Mexico & Utah
- Nez Perce Tribe, Idaho (previously listed as Nez Perce Tribe of Idaho)
- Nisqually Indian Tribe of the Nisqually Reservation, Washington
- Nooksack Indian Tribe of Washington
- Northern Cheyenne Tribe of the Northern Cheyenne Indian Reservation, Montana
- Northfork Rancheria of Mono Indians of California
- Northwestern Band of Shoshoni Nation of Utah (Washakie)
- Nottawaseppi Huron Band of the Potawatomi, Michigan (formerly the Huron Potawatomi, Inc.)
- Oglala Sioux Tribe of the Pine Ridge Reservation, South Dakota
- Ohkay Owingeh, New Mexico (formerly the Pueblo of San Juan)
- Omaha Tribe of Nebraska
- Onida Nation of New York
- Onondaga Tribe of Indians of Wisconsin
- Onondaga Nation of New York
- Osage Nation, Oklahoma (formerly the Osage Tribe)
- Ottawa Tribe of Oklahoma
- Otoe-Missouria Tribe of Indians, Oklahoma
- Paiute Indian Tribe of Utah (Cedar Band of Paiutes, Kanosh Band of Paiutes, Koosharem Band of Paiutes, Indian Peaks Band of Paiutes, and Shivwits Band of Paiutes) (formerly Paiute Indian Tribe of Utah (Cedar City Band of Paiutes, Kanosh Band of Paiutes, Koosharem Band of Paiutes, Indian Peaks Band of Paiutes, and Shivwits Band of Paiutes))
- Paiute-Shoshone Indians of the Bishop Community of the Bishop Colony, California

- Palute-Shoshone Tribe of the Fallon Reservation and Colony, Nevada
 Palute-Shoshone Indians of the Lone Pine Community of the Lone Pine Reservation, California
 Pala Band of Luiseno Mission Indians of the Pala Reservation, California
 Pascua Yaqui Tribe of Arizona
 Paskenta Band of Nomlaki Indians of California
 Passamaquoddy Tribe of Maine
 Pauma Band of Luiseno Mission Indians of the Pauma & Yulna Reservation, California
 Pawnee Nation of Oklahoma
 Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation, California
 Penobscot Tribe of Maine
 Peoria Tribe of Indians of Oklahoma
 Picayune Rancheria of Chukchansi Indians of California
 Pinoleville Pomo Nation, California (formerly the Pinoleville Rancheria of Pomo Indians of California)
 Pit River Tribe, California (includes XL Ranch, Big Bend, Likely, Lookout, Montgomery Creek and Roaring Creek Rancherias)
 Pouch Band of Creek Indians of Alabama
 Pokagon Band of Potawatomi Indians, Michigan and Indiana
 Ponca Tribe of Indians of Oklahoma
 Ponca Tribe of Nebraska
 Port Gamble Indian Community of the Port Gamble Reservation, Washington
 Potter Valley Tribe, California
 Prairie Band of Potawatomi Nation, Kansas
 Prairie Island Indian Community in the State of Minnesota
 Pueblo of Acoma, New Mexico
 Pueblo of Cochiti, New Mexico
 Pueblo of Jemez, New Mexico
 Pueblo of Isleta, New Mexico
 Pueblo of Laguna, New Mexico
 Pueblo of Nambe, New Mexico
 Pueblo of Picuris, New Mexico
 Pueblo of Pojoaque, New Mexico
 Pueblo of San Felipe, New Mexico
 Pueblo of San Ildefonso, New Mexico
 Pueblo of Sandia, New Mexico
 Pueblo of Santa Ana, New Mexico
 Pueblo of Santa Clara, New Mexico
 Pueblo of Santo Domingo, New Mexico
 Pueblo of Taos, New Mexico
 Pueblo of Tesuque, New Mexico
 Pueblo of Zia, New Mexico
 Puyallup Tribe of the Puyallup Reservation, Washington
 Pyramid Lake Paiute Tribe of the Pyramid Lake Reservation, Nevada
 Quapaw Tribe of Indians, Oklahoma
 Quartz Valley Indian Community of the Quartz Valley Reservation of California
 Quechan Tribe of the Fort Yuma Indian Reservation, California & Arizona
 Quileute Tribe of the Quilloute Reservation, Washington
 Quinalt Tribe of the Quinalt Reservation, Washington
 Ramona Band or Village of Cahuilla Mission Indians of California
 Red Cliff Band of Lake Superior Chippewa Indians of Wisconsin
 Red Lake Band of Chippewa Indians, Minnesota
 Redding Rancheria, California
 Redwood Valley Rancheria of Pomo Indians of California
 Reno-Sparks Indian Colony, Nevada
 Resighini Rancheria, California
 Rincon Band of Luiseno Mission Indians of the Rincon Reservation, California
 Robinson Rancheria of Pomo Indians of California
 Rosebud Sioux Tribe of the Rosebud Indian Reservation, South Dakota
 Round Valley Indian Tribes of the Round Valley Reservation, California
 Rumsey Indian Rancheria of Wintun Indians of California
 Sac & Fox Tribe of the Mississippi in Iowa
 Sac & Fox Nation of Missouri in Kansas and Nebraska
 Sac & Fox Nation, Oklahoma
 Saginaw Chippewa Indian Tribe of Michigan
 St. Croix Chippewa Indians of Wisconsin
 Saint Regis Mohawk Tribe, New York (formerly the St. Regis Band of Mohawk Indians of New York)
 Salt River Pima-Maricopa Indian Community of the Salt River Reservation, Arizona
 Samish Indian Tribe, Washington
 San Carlos Apache Tribe of the San Carlos Reservation, Arizona
 San Juan Southern Paiute Tribe of Arizona
 San Manuel Band of Mission Indians, California (previously listed as the San Manuel Band of Serrano Mission Indians of the San Manuel Reservation)
 San Paqual Band of Diogeno Mission Indians of California
 Santa Rosa Indian Community of the Santa Rosa Rancheria, California
 Santa Rosa Band of Cahuilla Indians, California (formerly the Santa Rosa Band of Cahuilla Mission Indians of the Santa Rosa Reservation)
 Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation, California
 Santee Sioux Nation, Nebraska
 Sauk-Suiattle Indian Tribe of Washington
 Sault Ste. Marie Tribe of Chippewa Indians of Michigan
 Scotts Valley Band of Pomo Indians of California
 Seminole Nation of Oklahoma
 Seminole Tribe of Florida (Dania, Big Cypress, Brighton, Hollywood & Tampa Reservations)
 Seneca Nation of New York
 Seneca-Cayuga Tribe of Oklahoma
 Shakopee Mdewakanton Sioux Community of Minnesota
 Shawnee Tribe, Oklahoma
 Sherwood Valley Rancheria of Pomo Indians of California
 Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria (Verona Tract), California
 Shoalwater Bay Tribe of the Shoalwater Bay Indian Reservation, Washington
 Shoshone Tribe of the Wind River Reservation, Wyoming
 Shoshone-Bannock Tribes of the Fort Hall Reservation of Idaho
 Shoshone-Paiute Tribes of the Duck Valley Reservation, Nevada
 Sisseton-Wahpeton Oyate of the Lake Traverse Reservation, South Dakota
 Skokomish Indian Tribe of the Skokomish Reservation, Washington
 Skull Valley Band of Goshute Indians of Utah
 Smith River Rancheria, California
 Snoqualmie Tribe, Washington
 Soboba Band of Luiseno Indians, California
 Sokaogon Chippewa Community, Wisconsin
 Southern Ute Indian Tribe of the Southern Ute Reservation, Colorado
 Spirit Lake Tribe, North Dakota
 Spokane Tribe of the Spokane Reservation, Washington
 Squaxin Island Tribe of the Squaxin Island Reservation, Washington
 Standing Rock Sioux Tribe of North & South Dakota
 Stockbridge Munsee Community, Wisconsin
 Stillaguamish Tribe of Washington
 Summit Lake Paiute Tribe of Nevada
 Suquamish Indian Tribe of the Port Madison Reservation, Washington
 Susanville Indian Rancheria, California
 Swinomish Indians of the Swinomish Reservation, Washington
 Sycuan Band of the Kumeyaay Nation
 Table Mountain Rancheria of California
 Te-Mo'ok Tribe of Western Shoshone Indians of Nevada (Four constituent bands: Battle Mountain Band; Elko Band; South Fork Band and Wells Band)
 Thlopthlocco Tribal Town, Oklahoma
 Three Affiliated Tribes of the Fort Berthold Reservation, North Dakota
 Tohono O'odham Nation of Arizona
 Tonawanda Band of Seneca Indians of New York
 Tonkawa Tribe of Indians of Oklahoma
 Tonto Apache Tribe of Arizona
 Torres Martinez Desert Cahuilla Indians, California (formerly the Torres-

- Martinez Band of Cahuilla Mission Indians of California)
- Tule River Indian Tribe of the Tule River Reservation, California
- Tululip Tribes of the Tululip Reservation, Washington
- Tunica-Biloxi Indian Tribe of Louisiana
- Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California
- Turtle Mountain Band of Chippewa Indians of North Dakota
- Tuscarora Nation of New York
- Twenty-Nine Palms Band of Mission Indians of California
- United Auburn Indian Community of the Auburn Rancheria of California
- United Kootowah Band of Cherokee Indians in Oklahoma
- Upper Sioux Community, Minnesota
- Upper Skagit Indian Tribe of Washington
- Ute Indian Tribe of the Uintah & Ouray Reservation, Utah
- Ute Mountain Tribe of the Ute Mountain Reservation, Colorado, New Mexico & Utah
- Utu Utu Gwaitu Paiute Tribe of the Benton Paiute Reservation, California
- Walker River Paiute Tribe of the Walker River Reservation, Nevada
- Wampanoag Tribe of Gay Head (Aquinnah) of Massachusetts
- Washoe Tribe of Nevada & California (Carson Colony, Dresslerville Colony, Woodfords Community, Stewart Community, & Washoe Ranches)
- White Mountain Apache Tribe of the Fort Apache Reservation, Arizona
- Wichita and Affiliated Tribes (Wichita, Kuchi, Waco & Tawakonio), Oklahoma
- Wilton Rancheria, California
- Winnebago Tribe of Nebraska
- Winnemucca Indian Colony of Nevada
- Wiyot Tribe, California (formerly the Table Bluff Reservation—Wiyot Tribe)
- Wyandotte Nation, Oklahoma
- Yankton Sioux Tribe of South Dakota
- Yavapai-Apache Nation of the Camp Verde Indian Reservation, Arizona
- Yavapai-Prezcott Tribe of the Yavapai Reservation, Arizona
- Yerington Paiute Tribe of the Yerington Colony & Campbell Ranch, Nevada
- Yomba Shoshone Tribe of the Yomba Reservation, Nevada
- Ysleta Del Sur Pueblo of Texas
- Yurok Tribe of the Yurok Reservation, California
- Zuni Tribe of the Zuni Reservation, New Mexico
- Native Entities Within the State of Alaska Recognized and Eligible to Receive Services From the United States Bureau of Indian Affairs**
- Native Village of Afognak
- Agnaguit Tribe of King Cove
- Native Village of Akhiok
- Akiachak Native Community
- Aklavik Native Community
- Native Village of Akutan
- Village of Alakanuk
- Alatna Village
- Native Village of Aleknagik
- Algaanciq Native Village (St. Mary's)
- Allakakot Village
- Native Village of Ambler
- Village of Anaktuvuk Pass
- Yupit of Androafski
- Angoon Community Association
- Village of Aniak
- Anvik Village
- Arctic Village (See Native Village of Venetie Tribal Government)
- Asa'corarmiut Tribe
- Native Village of Atka
- Village of Atmautluak
- Atkasuk Village (Atkasook)
- Native Village of Barrow Inupiat Traditional Government
- Beaver Village
- Native Village of Belkofski
- Village of Bill Moore's Slough
- Birch Creek Tribe
- Native Village of Brevig Mission
- Native Village of Buckland
- Native Village of Cantwell
- Native Village of Chonoga (aka Chanega)
- Chalkyitsik Village
- Choosh-Na Tribe (formerly the Native Village of Chistochina)
- Village of Chofornak
- Chovak Native Village
- Chickaloon Native Village
- Chignik Bay Tribal Council (formerly the Native Village of Chignik)
- Native Village of Chignik Lagoon
- Chignik Lake Village
- Chilkat Indian Village (Klukwan)
- Chilkoot Indian Association (Haines)
- Chinik Eskimo Community (Golovin)
- Native Village of Chitina
- Native Village of Chuathbaluk (Russian Mission, Kuskokwim)
- Chuloonawick Native Village
- Circle Native Community
- Village of Clerks Point
- Native Village of Council
- Craig Community Association
- Village of Crooked Creek
- Curyung Tribal Council
- Native Village of Doering
- Native Village of Diomedea (aka Innalik)
- Village of Dot Lake
- Douglas Indian Association
- Native Village of Eagle
- Native Village of Eek
- Egegik Village
- Eklutna Native Village
- Native Village of Ekuk
- Ekwok Village
- Native Village of Elim
- Emmonak Village
- Evansville Village (aka Battlers Field)
- Native Village of Eyak (Cordova)
- Native Village of False Pass
- Native Village of Fort Yukon
- Native Village of Gakona
- Galena Village (aka Loudon Village)
- Native Village of Gambell
- Native Village of Georgtown
- Native Village of Goodnews Bay
- Organized Village of Grayling (aka Holikachuk)
- Gulkana Village
- Native Village of Hamilton
- Healy Lake Village
- Holy Cross Village
- Hoonah Indian Association
- Native Village of Hooper Bay
- Hughes Village
- Huslia Village
- Hydaburg Cooperative Association
- Iglugig Village
- Village of Iliamna
- Inupiat Community of the Arctic Slope
- Iqurmut Traditional Council
- Ivanoff Bay Village
- Kaguyak Village
- Organized Village of Kake
- Kaktovik Village (aka Barter Island)
- Village of Kalaskag
- Village of Kaltag
- Native Village of Kanatak
- Native Village of Karluk
- Organized Village of Kasann
- Kasigluk Traditional Elders Council
- Kenaitze Indian Tribe
- Ketchikan Indian Corporation
- Native Village of Kiana
- King Island Native Community
- King Salmon Tribe
- Native Village of Kipnuk
- Native Village of Kivalina
- Klawock Cooperative Association
- Native Village of Kluti Kaah (aka Copper Center)
- Knik Tribe
- Native Village of Kobuk
- Kokhanok Village
- Native Village of Kongiganuk
- Village of Kotlik
- Native Village of Kotzebue
- Native Village of Koyuk
- Koyukuk Native Village
- Organized Village of Kwethluk
- Native Village of Kwigillingok
- Native Village of Kwihagak (aka Quinhagak)
- Native Village of Larson Bay
- Lovelock Village
- Lesnoi Village (aka Woody Island)
- Limo Village
- Village of Lower Kalskag
- Manley Hot Springs Village
- Manokotak Village
- Native Village of Marshall (aka Fortuna Ledge)
- Native Village of Mary's Igloo
- McGrath Native Village
- Native Village of Makoryuk
- Montasta Traditional Council
- Motlakatla Indian Community, Annette Island Reserve
- Native Village of Minto
- Naknek Native Village

Native Village of Nanwalek (aka English Bay)
 Native Village of Napeimute
 Native Village of Napakiak
 Native Village of Napakiak
 Native Village of Nelson Lagoon
 Nonana Native Association
 New Koliganok Village Council
 Now Stuyahok Village
 Nowhalon Village
 Nowtok Village
 Native Village of Nightmute
 Nikolai Village
 Native Village of Nikolai
 Ninilchik Village
 Native Village of Noatak
 Nome Eskimo Community
 Nondalton Village
 Noorvik Native Community
 Northway Village
 Native Village of Nulqsut (aka Nooiksut)
 Nulato Village
 Nunakauyarmiut Tribe
 Native Village of Nunam Iqua (formerly the Native Village of Sheldon's Point)
 Native Village of Nunapitchuk
 Village of Ohogamiut
 Village of Old Harbor
 Orutsararmiut Native Village (aka Bothel)
 Oscarville Traditional Village
 Native Village of Ouzinkie
 Native Village of Palmiut
 Pauloff Harbor Village
 Pedro Bay Village
 Native Village of Perryville
 Petersburg Indian Association
 Native Village of Pilot Point
 Pilot Station Traditional Village
 Native Village of Pitka's Point
 Platinum Traditional Village
 Native Village of Point Hope
 Native Village of Point Lay
 Native Village of Port Graham
 Native Village of Port Hoidon
 Native Village of Port Lions
 Portago Creek Village (aka Ohgsonakalo)
 Pribilof Islands Aleut Communities of St. Paul & St. George Islands
 Qagan Tayagungin Tribe of Sand Point Village
 Qawalangin Tribe of Unalaska
 Rampart Village
 Village of Red Devil
 Native Village of Ruby
 Saint George Island (See Pribilof Islands Aleut Communities of St. Paul & St. George Islands)

Native Village of Saint Michael
 Saint Paul Island (See Pribilof Islands Aleut Communities of St. Paul & St. George Islands)
 Village of Sulamatoft
 Native Village of Savoonga
 Organized Village of Saxman
 Native Village of Scammon Bay
 Native Village of Selawik
 Seldovia Village Tribe
 Shageluk Native Village
 Native Village of Shaktolik
 Native Village of Shishmaref
 Native Village of Shungnak
 Sitka Tribe of Alaska
 Skagway Village
 Village of Sleetmute
 Village of Solomon
 South Naknek Village
 Stebbins Community Association
 Native Village of Stevens
 Village of Stony River
 Sun'aq Tribe of Kodiak (formerly the Shoonaq Tribe of Kodiak)
 Takotna Village
 Native Village of Tanacross
 Native Village of Tanana
 Native Village of Tatitlek
 Native Village of Tazlina
 Telida Village
 Native Village of Teller
 Native Village of Tetlin
 Central Council of the Tlingit & Haida Indian Tribes
 Traditional Village of Togiak
 Tulukak Native Community
 Native Village of Tuntutuliak
 Native Village of Tununak
 Twin Hills Village
 Native Village of Tyonok
 Ugashik Village
 Umkamute Native Village
 Native Village of Unalakleet
 Native Village of Unga
 Village of Venetie (See Native Village of Venetie Tribal Government)
 Native Village of Venetie Tribal Government (Arctic Village and Village of Venetie)
 Village of Wainwright
 Native Village of Wales
 Native Village of White Mountain
 Wrangell Cooperative Association
 Yakutat Tlingit Tribe
 IFR Doc. E9-19124 Filed 8-10-09; 8:45 am
 BILLING CODE 4310-44-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

(FWS-R9-IA-2009-N142; 98300-1671-0000-PS)

Issuance of Permits

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of issuance of permits.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service), have issued the following permits to conduct certain activities with endangered species and/or marine mammals.

ADDRESSES: Documents and other information submitted with these applications are available for review, subject to the requirements of the Privacy Act and Freedom of Information Act, by any party who submits a written request for a copy of such documents to: U.S. Fish and Wildlife Service, Division of Management Authority, 4401 North Fairfax Drive, Room 212, Arlington, Virginia 22203; fax 703/358-2281.

FOR FURTHER INFORMATION CONTACT: Division of Management Authority, telephone 703/358-2104.

SUPPLEMENTARY INFORMATION: Notice is hereby given that on the dates below, as authorized by the provisions of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*), and/or the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the Fish and Wildlife Service issued the requested permits subject to certain conditions set forth therein. For each permit for an endangered species, the Service found that (1) the application was filed in good faith, (2) the granted permit would not operate to the disadvantage of the endangered species, and (3) the granted permit would be consistent with the purposes and policy set forth in Section 2 of the Endangered Species Act of 1973, as amended.

TABLE: ENDANGERED SPECIES

| Permit number | Applicant | Receipt of application FEDERAL REGISTER notice | Permit issuance date |
|--|-------------------------------|--|----------------------|
| 011646 | Kootenai Tribe of Idaho | 74 FR 21816; May 11, 2009 .. | July 30, 2009 |
| 062075, 064075, 068236, 068237, 068238, 068349, 088955, 088956, 088957, 088958, 088959, 088960, 119884, 120319, 213635, 213636, and 213637. | Hawthorn Corporation | 74 FR 21817; May 11, 2009 .. | June 30, 2009 |

ROBINSON RANCHERIA CONSTITUTION

EXHIBIT B

MAR-23-2011 09:09 FROM: SABRONE

7072752511

TO: 19166631415

P. 8/23

**CONSTITUTION
OF THE
ROBINSON RANCHERIA
LAKE COUNTY, CALIFORNIA**

PREAMBLE

We the members of Robinson Rancheria, located in Lake County, State of California, in order to promote our common welfare and to secure to ourselves and our descendants the rights, powers and privileges offered by the Indian Reorganization Act of June 18, 1934 (48 Stat. 984) as amended, do hereby establish this organization and adopt this constitution pursuant to that act.

ARTICLE I - NAME

The name of this organization shall be the Robinson Rancheria.

ARTICLE II - TERRITORY

The jurisdiction of the Robinson Rancheria shall extend to all lands within the confines of the boundaries as established by Secretarial Order of February 15, 1907, and September 8, 1909, for Robinson Rancheria, and to such other lands as may hereafter be acquired by or for the Robinson Rancheria.

ARTICLE III - MEMBERSHIP

Section 1. Membership in the Robinson Rancheria shall consist of the following categories:

(a) All persons whose name appears on the Revocation of Termination Proclamation and Restoration of Federal Status Notice for Robinson Rancheria as published in the Federal Register on June 29, 1977 (42 F.R. 33099).

(b) 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 the Distribution of the Assets of the Robinson Rancheria as approved by the Under Secretary of the Interior on August 30, 1965, and published in the Federal Register on September 3, 1965 (30 F.R. 11330).

(c) Spouses of individuals listed in (a) above who have at least one-fourth (1/4) degree of California Indian blood.

(d) Persons who are lineal descendants of individuals eligible for membership under (a) above, regardless of whether the ancestor through whom eligibility is claimed is living or deceased, provided such descendants possess at least one-fourth (1/4) degree California Indian blood.

Sec. 2. A person who has been allotted an another reservation or is officially enrolled with or is a recognized member of some other tribe or band shall not be enrolled. A "recognized member of another tribe or rancheria" is a person whose name is listed on the membership roll of another tribe or rancheria or has received a land use assignment on another reservation.

Sec. 3. The official membership roll shall be prepared in accordance with an ordinance adopted by the governing body and approved by the Secretary of the Interior or his authorized representative. Such ordinance shall contain provisions for enrollment procedure, enrollment committee, application form, approval or disapproval of application, rejection notice, appeals, corrections and provisions for keeping the roll on a current basis.

ARTICLE IV - GOVERNING BODY

Section 1. The governing body of the Robinson Rancheria shall be the Robinson Rancheria Citizens Business Council. The citizens business council shall consist of six (6) members elected at-large from the Robinson Rancheria. The citizens business council shall be composed of a chairman, vice-chairman, secretary-treasurer and three (3) members, each elected by a majority of the qualified voters in such an election, provided at least thirty percent (30%) of those eligible to vote have voted. In the event that no candidate receives a majority of the voter cast or in the event that thirty percent (30%) of the voters do not participate in the election, a subsequent election will be held within thirty (30) days. Other committees may be appointed or elected, when deemed necessary. The secretary-treasurer may receive such compensation as may be determined by the citizens business council. Members of the tribal council may also receive compensation for travel and other expenses as may be authorized by the citizens business council.

Sec. 2. Tribal Council. The tribal council shall consist of all enrolled members of the rancheria, eighteen (18) years of age or older. The tribal council shall exercise its power through referendum and amendment and such other powers as may be delegated to it by this constitution.

ARTICLE V - ELECTIONS

Section 1. Voter Qualification. All enrolled members of the Robinson Rancheria who are eighteen (18) years of age or older, regardless of residence, are qualified voters.

Sec. 2. Qualification of Candidates. A candidate for the position of chairman or vice-chairman and secretary-treasurer must be a qualified voter of the Robinson Rancheria, eighteen (18) years of age or older. No person who has been convicted of a felony or who within the last year preceding the election has been convicted of a crime involving dishonesty shall be eligible to hold office on the citizens business council.

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

Sec. 4. First Election. The officers of the Robinson Rancheria in office at the time of approval of this constitution by the Secretary of the Interior or his authorized representative shall hold office until their successors are duly elected.

and seated. The first regular election of officials under this constitution shall be held on the second Saturday in June of 1981. At the first election held under this document, the chairperson, the secretary-treasurer and one (1) member-at-large shall be elected to hold office for a period of three (3) years; the vice-chairperson and two (2) members-at-large shall be elected for a period of two (2) years. Thereafter, all terms of office shall be for two (2) years and elections shall be held annually on the second Saturday in June. Members shall hold office until their successors are duly elected and installed.

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

Sec. 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 and a uniform procedure for submitting petitions. Elections to amend this constitution shall be conducted in accordance with Article XVI of this constitution.

ARTICLE VI - REMOVAL, RECALL AND FORFEITURE

Section 1. Removal. Any member of the citizens business council or other official of the Robinson 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 official found guilty by the citizens business 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 citizens business council vote in favor of such removal. Voting must be by secret ballot and the chairperson is entitled to vote. If the accused is a member of the citizens business council, the accused shall have the right to cast a secret ballot. Before any vote for removal is taken, such member or official shall be given a written statement of the charges against him/her at least ten (10) days before the meeting of the citizens business council at 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 citizens business council shall be final. No member of the citizens business council shall preside over the meeting at which his/her removal is being considered.

Sec. 2. Recall. Upon receipt of a petition signed by at least fifty-one percent (51%) of the qualified voters of the rancheria, it shall be the duty of the citizens business 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 during the balance of his/her term of office.

Sec. 3. Forfeiture. After due notice, it shall be the duty of the affected governmental body immediately to 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) Has resigned.
- (b) Has been convicted while in office of a crime involving dishonesty.
- (c) Has been convicted of a felony while in office.
- (d) Has falsified his/her affidavit of qualifications or has omitted information concerning a conviction of a felony or any crime involving dishonesty when being certified as a candidate for tribal office.
- (e) Has been absent, without being excused by the respective body, for three (3) consecutive meetings; provided, that the loss of office for such reason shall not serve to deny 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 citizens business council at its next meeting and such replacement shall serve the unexpired term of office.

ARTICLE VIII - POWERS OF THE ROBINSON RANCHERIA CITIZENS BUSINESS COUNCIL

Section 1. The Robinson Rancheria Citizens Business Council shall have powers and responsibilities hereinafter provided under the Indian Reorganization Act of June 18, 1934 (48 Stat. 984) as amended by the Act of June 15, 1935 (49 Stat. 378), subject to any limitations imposed upon such powers by the laws of the United States.

- (a) To consult, negotiate, contract or conclude agreements with Federal, State and local governments on activities which may affect the Robinson 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 Robinson 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 unaligned tribal property and to control the use of and development on assigned tribal lands. Toward this end the citizens business council shall within one (1) year of the effective date of this constitution and bylaws submit for ratification to a referendum vote of the rancheria a land assignment and land use ordinance.

(e) To acquire property and to accept gifts.

(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 the adoption of members.

(i) To administer tribal assets and manage all economic affairs and enterprises of the rancheria.

(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 rancheria.

(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.

Sec. 2. Any rights and powers heretofore vested in the Robinson Rancheria, but not expressly referred to in this constitution, shall not be lost by reason of their omission but may be exercised by the citizens business council through the adoption of appropriate amendments to the constitution.

ARTICLE IX - TRIBAL ENACTMENTS

Section 1. Ordinances. All final decisions 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 tribal council during normal office hours.

Sec. 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 tribal council during normal office hours.

Sec. 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 or against the proposed enactment.

Sec. 4. No enactment of the Robinson Rancheria Citizens Business Council shall have any validity or effect in the absence of a quorum of the membership thereof at a legally called session.

Sec. 5. Approval of Tribal Enactments. Any resolution or ordinance which by the terms of this Constitution or Federal law requires the approval of the Secretary of the Interior must be received by the local Bureau Superintendent no later than ten (10) 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 his 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 X - REFERENDUM

Section 1. Upon presentation to the Robinson Citizens Business Council of a petition signed by fifty-one percent (51%) of the qualified voters, the citizens business council shall either (1) adopt the provisions of the petition by ordinance, resolution or other appropriate actions; 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 Robinson Citizens Business Council shall abide by the vote of the majority of the voters in any such election, provided that at least fifty-one percent (51%) of those eligible to vote have voted.

ARTICLE XI - BILL OF RIGHTS

Section 1. All members of the rancheria shall enjoy without hindrance, freedom of worship, conscience, speech, press, assembly and association.

Sec. 2. This constitution shall not in any way alter, abridge, or otherwise jeopardize the right and privileges of the members of the rancheria as citizens of the State of California or the United States.

Sec. 3. The individual property rights of any member of the Robinson Rancheria shall not be altered, abridged or otherwise affected by the provisions of this constitution.

Sec. 4. Tribal members shall have the right to review all tribal records, including financial records, at any reasonable time in accordance with procedures established by the citizens business council.

Sec. 5. In accordance with Title II of the Indian Civil Rights Act of 1968 (82 Stat. 77), the Robinson Rancheria in exercising its powers of self-government shall not:

(a) Make or enforce any law prohibiting the full exercise of religion, or abridging the freedom of speech, or of the press, or the right of the people peaceably to assemble and to petition for a redress of grievances;

- (b) Violate the right of the people to be secure in their persons, houses, papers and effects against unreasonable search and seizure, nor issue warrants, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched and the person or thing to be seized;
- (c) Subject any person for the same offense to be twice put in jeopardy;
- (d) Compel any person in any criminal case to be a witness against himself;
- (e) Take any private property for a public use without just compensation;
- (f) Deny to any person in a criminal proceeding the right to a speedy trial, to be informed of the nature and cause of the accusation, to be confronted with the witnesses against him, to have compulsory process for obtaining witnesses in his favor, and, at his own expense, to have the assistance of counsel for his defense;
- (g) Require excessive bail, impose excessive fines, inflict cruel and unusual punishments, and in no event impose for conviction of any one offense any penalty or punishment greater than imprisonment for a term of six (6) months or a fine of \$500.00 or both;
- (h) Deny to any person within its jurisdiction the equal protection of its laws or deprive any person of liberty or property without due process of laws;
- (i) Pass any bill of attainder or ex post facto law;
- (j) Deny to any person accused of imprisonment the right, upon request, to a trial by jury of not less than six (6) persons.

ARTICLE XII - MEETINGS

Section 1. Regular meetings of the citizens business council shall be held on the first Saturday of each quarter in a place designated by the citizens business council. Special meetings of the citizens business council may be called by the chairperson and shall be called by him upon receipt of a petition signed by at least three (3) citizens business council members and when so called, the citizens business council shall have power to transact business as in regular meetings provided that a quorum is present. Members of the citizens business council shall be notified at least three (3) days in advance of all special tribal meetings.

Sec. 2. A quorum of the citizens business council shall consist of four (4) members of the citizens business council. No business shall be transacted unless a quorum is present.

Sec. 3. Regular meetings of the tribal council shall be held quarterly. The date, time and place of such meetings shall be determined by the citizens business council. Special meetings of the tribal council may be called by the chairperson and shall be called by him upon receipt of a petition signed by at least thirty percent (30%) of the members of the tribal council.

Sec. 4. A quorum of the tribal council shall consist of twenty-five percent (25%) of the tribal council. No business shall be conducted unless a quorum is present.

ARTICLE XIII - ORDER OF BUSINESS

Section 1. The order of business for council meetings shall be:

- (a) Call to order by chairperson
- (b) Roll Call
- (c) Reading of minutes of last meeting and approval of minutes.
- (d) Unfinished business
- (e) Reports
- (f) New business
- (g) Adjournment

ARTICLE XIV - DUTIES OF OFFICERS

Section 1. Newly elected officers shall assume their respective office and duties immediately upon being elected.

Sec. 2. The chairperson shall preside at all meetings of the citizens business council and of the tribal council and shall execute on behalf of the rancheria all contracts, leases or other documents approved by the citizens business council. He/she shall vote only in the case of a tie. He/she shall have general supervision of all other officers, employees and committees of the rancheria and see that their duties are properly performed. When the citizens business council is not in session, he/she shall be the official representative of the rancheria.

Sec. 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 the rights, privileges, duties and responsibilities of the chairperson.

Sec. 4. The secretary-treasurer shall keep the minutes of all meetings and shall attend 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-treasurer shall issue notices of all meetings and elections and conduct all general correspondence as directed by the citizens business council. The secretary-treasurer shall carry out the financial directives of the citizens business council, receive all local monies of the rancheria and keep an accurate account of the receipts and disbursements. Funds shall be deposited in the Robinson Rancheria's account in a local bank selected by the citizens business 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 citizens business council. The secretary-treasurer shall file a bond satisfactory to the citizens business council once a

month, and all financial records shall be available for inspection by any member of the Robinson Rancheria through appointment according to procedures established by the citizens business council, and shall be open at all times for audit and inspection by representatives of the Bureau of Indian Affairs. At the expiration of his/her term of office, the secretary-treasurer shall turn over all the records and papers in his/her possession to his/her successor or the citizens business council.

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 by a majority vote of the qualified voters of the Robinson Rancheria voting in an election called for that purpose by the Secretary of the Interior or his authorized representative, provided that at least fifty-one percent (51%) of those entitled to vote shall vote in such election, but no amendment shall become effective until approved by the Secretary of the Interior or his duly authorized representative.

Sec. 2. It shall be the duty of the Secretary of the Interior to call an election on any proposed amendment at the request of the citizens business council or upon receipt of a petition signed by at least fifty-one percent (51%) of the qualified voters of the Robinson Rancheria.

ARTICLE XVII - ADOPTION

Section 1. This constitution when adopted by a majority vote of the qualified voters of the Robinson Rancheria, voting at an election called for that purpose by the Secretary of the Interior or his authorized representative in which at least fifty percent (50%) of those entitled to vote shall vote, shall be submitted to the Secretary of the Interior for his approval, and shall be effective from the date of his approval.

Certificate of Results of Election

Pursuant to an order issued on JUN 11 1980, 1980, by the
 /s/ Theodore G. Krenke Acting Deputy
Commissioner of Indian Affairs, the foregoing
 Constitution of the Robinson Rancheria, Lake County, California, was
 submitted for ratification to the qualified voters of the rancheria and was on
September 6, 1980, duly ratified by a vote of 17 for, and 0
 against, in an election in which at least thirty percent (30%) of the 30
 (number) entitled to vote cast their ballots in accordance with Section 16 of the Indian
 Reorganization Act of June 18, 1934 (48 Stat. 984) as amended by the Act of
 June 13, 1935 (49 Stat. 378).

John E. Cass
 Chairman, Election Board

Judy Anderson
 Election Board Member

William Krenke
 Election Board Member

APPROVAL

I, William Hallitt, Commissioner of Indian Affairs, by virtue of the authority granted to the Secretary of the Interior by the Act of June 15, 1934 (48 Stat. 984), as amended, and delegated to me by 230 DM 1.1, do hereby approve the Constitution of the Robinson Rancheria, Lake County, California.

William Hallitt
Commissioner of Indian Affairs

Washington, D.C.

Date: - OCT 21 1980

memorandum

DATE: JUN 2 1995

REPLY TO
ATTN: C/P

Area Director, Sacramento Area Office

SUBJECT:

Amendment No. I to the Constitution of the Robinson Rancheria

TO:

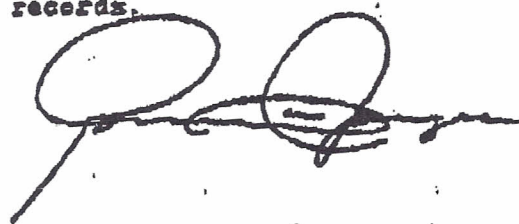
Superintendent, Central California Agency

We are in receipt of the results of the Secretarial election held on May 19, 1995 by the qualified voters of the Robinson Rancheria and the challenge to the election results which was filed by Mr. Aaron E. Peters.

The election was called in accordance with an authorization issued by this office on March 2, 1995, which permitted the qualified voters of the Community to vote on the adoption or rejection of proposed Amendment No. I to the Constitution of the Robinson Rancheria.

As evidenced by the completed Certificate of Results of Election, proposed Amendment No. I was duly adopted on May 19, 1995 by a vote of 55 for and 40 against in an election in which at least fifty-one percent (51%) of the 139 members registered and entitled to vote cast their ballots. Our decision to dismiss the challenge to the election results filed by Mr. Aaron E. Peters is being forwarded by separate memorandum.

Amendment No. I to the Constitution of the Robinson Rancheria, as adopted on May 19, 1995, is hereby approved. Please deliver the attached original approval to the Tribe with a copy to the spokesman for the petitioners. Also attached is the original petition for your records.



Attachments

cc: Deputy Commissioner of Indian Affairs
Regional Solicitor

OPTIONAL FORM NO. 10
(REV. 5-82)
GSA FPMR (41 CFR) 101-11.6
5010-104

U.S. GPO: 1993-348-197/50100

P. 20/23

10:19166631415

7072752511

MAR-23-2011 09:12 FROM: SABLONE

AMENDMENT
CONSTITUTION
of the
ROBINSON RANCHERIA

Amendment No. I

Section 2 of Article V - ELECTIONS is amended to read as follows:

Sec. 2. Qualification of Candidates. A candidate for the position of Chairperson or Vice-Chairperson and Secretary-Treasurer must be a qualified voter of the Robinson Rancheria, eighteen (18) years of age or older. No person who has been convicted of a felony within the last year preceding the election or who has been convicted of a crime involving dishonesty within the last year preceding the election shall be eligible to hold office on the Citizens Business Council.

APPROVAL

I, Ronald M. Jaeger, Area Director, of the Sacramento Area Office, Bureau of Indian Affairs, by virtue of the authority granted to the Secretary of the Interior by the Act of June 18, 1934 (48 Stat. 984), as amended, redelegated by the Assistant Secretary of Indian Affairs in 209 DM 2, Secretary's Order Nos. 3150 and 3177, and 10 BIAK Bulletin 13, as amended, redelegated as of December 20, 1993, do hereby approve Amendment No. I to the Constitution of the Robinson Rancheria.


AREA DIRECTOR

Sacramento, California

Date: JUN 22 1995

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CERTIFICATE OF RESULTS OF ELECTION

Pursuant to a Secretarial election authorized by the Area Director, Sacramento Area Office, on March 2, 1985, Amendment No. 1 to the Constitution of the Robinson Rancheria was submitted to the qualified voters and on May 19, 1985, was duly adopted/rejected by a vote of 57 for, and 40 against, and 0 cast ballots found spoiled or mutilated, in an election in which at least fifty-one percent (51%) of the 137 entitled to vote cast their ballots in accordance with Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984), as amended.

Troy Burdick

Troy Burdick, Election Board Chairman

Audrey Gutierrez

Audrey Gutierrez, Election Board Member

Crystal Bance

Crystal Bance, Election Board Member
Arroyo

Date: MAY 19 1985