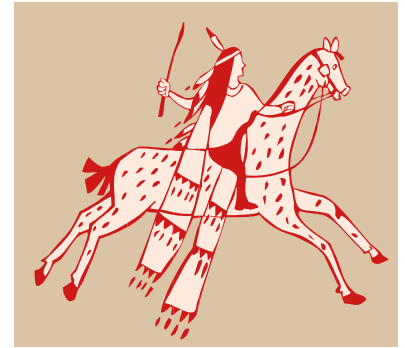


# Tribal Sovereignty

**Federal Agency Relations with Indian Tribal  
Governments**

# Pre-Colonial Times

- 1527 – DeSoto took slaves and land
- 1630 – Dutch West India Co. negotiated w/ tribes for lands to establish trade
- 1753 – King George II calls for a Union of colonies to retain power balance with Indians as allies against France



# New Policies For New Eras

- 1871 – Congress ends treaty making
- 1887 – General Allotment Act 1895
- Bill of Rights applies only to federal government, not Tribal Govts.
- 1903 – “trust relationship” is a source of federal power; Congress may abrogate treaties with subsequent laws

# Policy Continues to Evolve

- 1905 – Treaty rights are a grant FROM Indians to the U.S., with specific reservations of existing rights
- 1924 – Indian Citizenship
- 1935 – Indian Reorganization Act
- 1969 & 1974 – NW Fishing rights decided

# A Turn Toward Tribal Voices

- 1970 - President Nixon: letter to Congress
- 1976 – Self-determination Act
- 1978 – Indian Claims C'm final report/map

# Political Status of Tribal Governments, Constitution



# Treaty Tribes

- **Treaties negotiated in foreign or trade languages, via interpreters, for President**
- **Ratified by 2/3 Senate majority**
- **1871 – Congress ends treaty making**
- **Of 389 Treaties, 60 reserved rights off-res.**

# Executive Order Tribes

- ❖ **Some tribes have signed treaties not ratified by Senate**
- ❖ **Presidential Proclamations = law for Indian property**
  - **(25 USC Sec. 9)**
- ❖ **Some reservations created later**



# Indian Groups Without Federal Acknowledgment

- No Governmental relationship**
- May petition Secretary of the Interior**
- Still should consult for cultural resources**

**(Shasta, Stillacum, Tu-tutenay)**

# Multi-tribal Organizations

- ❖ **May represent tribal positions or specific resources**
- ❖ **Are considered technical arm of tribal government**
- ❖ **Relationships with agencies remains on the technical level, not governmental**

# United States American Indian Policy

- ✓ **PRESIDENTIAL relationship**
- ✓ **Trustee who directs executive branches**
  - ✓ **E.O.'s shape agency actions**
- ✓ **Administration policies in place until removed**
- ✓ **Washington, Jackson, Hoover, Eisenhower, Nixon, Reagan, Bush, Clinton, GWBush**

# Correspondence Course

<http://dlp.gmu.edu>

## PRLS 648 – American Indian Rights and Claims

Teaching Unit #1:



Overview

Teaching Unit #2:



Treaties, Rights, and  
Resource Interests  
on National Forest System Lands

Teaching Unit #3:



Cultural Resources  
and Forest Service  
Tribal Relations

Teaching Unit #4:



Consultation and  
Coordination

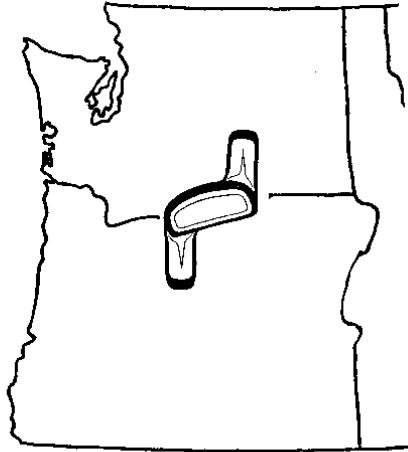
[← Courses Main Page](#)

# Additional Sources



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