

should exclude themselves from the application of the Wheeler-Howard Act, now generally known as the Indian Reorganization Act. Such an election was held on April 20, 1935. The result of this election was, 361 votes for and 733 votes against. A copy of the notice of said election, follows:

NOTICE TO MEMBERS OF THE YAKIMA TRIBE OF INDIANS

1. In accordance with the provisions of Section 18 of the Act of June 18, 1934 (48 Stats. 984) otherwise generally known as the Indian Reorganization Act, the Secretary of the Interior on the 19th day of February 1935 authorized a call for an election by secret ballot to determine whether the members of the Yakima Tribe of Indians shall by such election exclude themselves from the application of the Act above-cited.

2. April 20, 1935 has been duly appointed as the day for such election.

3. Further, in accordance with said Section 18 and in observance of the requirement of the 30 days notice therein provided for such election, there is hereby posted this 12th day of March, 1935, notice to all members of the Yakima Tribe of Indians eligible to vote under the provisions of the said Act that such election will be held between the hours of 8 o'clock a.m. and 5 o'clock p.m. on the 20th day of April, 1935.

C. R. WHITLOCK, *Superintendent.*

Mr. George Umtuch, on March 4, 1968, before your Committee testified, as follows:

"Just at the last General Council meeting we took this up. We had listed for discussion the bill we are here to talk about, S. 1764. The General Council voted to oppose this bill, S. 1764, 137 to 3."

Here is another case of an illegal vote by the General Council and the enrolled membership of the Yakima Tribes ignored.

The issue as to whether or not the enrolled membership of the Yakima Tribe favored the introduction and passage of H.R. 6165 was submitted to the enrolled membership for their expression. Mr. Seelatsee testified, on March 4, 1968, that in 1946 a draft of a proposed bill was submitted to such membership, who by their votes overwhelmingly endorsed such draft. I assert, based on the record herein disclosed, that Mr. Seelatsee's testimony is untrue.

The Yakima Indians have, ever since about the year 1951, constantly pleaded for a "Secretary election procedure." They have been unsuccessful. Commissioner Glenn L. Emmons has also suggested an election procedure for the Tribal Council to follow, but his suggestion was answered with the following rebuke, "To hell with Emmons, we are a sovereign nation, we do what we please."

Mr. Glenn L. Emmons' said letter, addressed to Mr. George Umtuch, Chairman, Yakima General Council, dated October 7, 1955, follows:

U.S. DEPARTMENT OF THE INTERIOR,
BUREAU OF INDIAN AFFAIRS,
Washington, D.C., October 7, 1955.

MR. GEORGE UMTUCH,
Chairman, Yakima General Council.

MY DEAR MR. UMTUCH: During the past two months I have received a great many letters as well as phone calls and personal visits pertaining to the election of members to serve on the Yakima Tribal Council. Some of these communications objected to the manner in which the meeting on July 15 was held; others supported the action that was taken. I, of course, am deeply concerned about any confusion or controversy that might exist concerning the election of tribal officials to conduct the affairs of the Yakima Tribe.

I do not pretend to know all of the facts concerning the current controversy among the tribal members of the Yakima Reservation and my only concern is that within a reasonable time an election be held that will give each tribal member an opportunity to express himself on who should represent the Tribe in an official capacity. I am sure that you as well as all members of the Tribe want to conduct your affairs on a business-like basis and that you also share my concern in making sure that the will of the majority of the people prevails. In this spirit I am writing you and would like to suggest a number of steps that might be taken to insure that the forthcoming election which you have announced for November 28, 29, and 30 be a really representative election. I hope that you will understand that these suggestions are in no ways a reflection on the present council or on any member of the Tribe and are made only in the interest