

**(3) Technical Assistance Letter(s)**

**- June 19, 1979**

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Tribal Government Services

SEP 10 1979

Mr. Ron Allen  
Route 5, Box 687  
Port Angeles, Washington 98392

Dear Mr. Allen:

The petition of the Jamestown Clallam Tribe of Indians came under active consideration on February 2. At that time you and your attorney, Mr. Jeff Schuster, were notified that the group's petition lacked sufficient genealogical information on which to complete analysis of the petition.

Since that time, ancestry charts have been received for 159 of the 176 members listed on the group's 1978 membership roll. We have not received all of the documentary evidence needed to substantiate the Indian ancestry claimed in these charts. As of this writing, only 20 of the 176 members listed are considered to have adequately established their Indian ancestry, based on the appearance of their names on the roll entitled "Payment to Clallam Indians, Washington, 1926" or on submission of the necessary documentation.

Your group appears to have changed its membership requirements in 1975 from 1/8 degree Clallam blood to 1/4 degree Jamestown Clallam Indian blood. This change has created a number of the membership eligibility problems among the 159 members for whom we have charts. For example, 18 can establish Clallam ancestry, but appear to be unable to establish Jamestown Clallam ancestry; one is less than 1/4 degree Jamestown Clallam; one appears to be Jamestown Clallam on the basis of other evidence, but does not appear to be able to trace to an ancestor on the 1926 Clallam Payment Roll. The backgrounds of five individuals, representing two families, raise questions which require more staff research before a determination can be made. For one individual, the data provided is insufficient to locate the family on any of the Jamestown Clallam rolls. Enclosed is a list of the members who fall into the problem areas noted above.

The balance of the charted members appear to be able to establish 1/4 degree Jamestown Clallam Indian blood. However, documentary evidence of each individual's ancestry must be provided before a final determination can be made.

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*Robert J. Sengstack*

Notary Public in and for the State of



On August 25, 1951, Jacob Hall, council chairman, submitted a list of the Jamestown Branch of the Clallam tribe containing the names of 668 members of 1/8 degree or more Indian blood. We are concerned that the current membership statement which limits eligibility to those who have 1/4 degree or more Jamestown Clallam Indian blood has created an artificial list of 176 members which does not accurately describe the size and composition of the Jamestown community as it exists and functions today.

We would again like to request the annotated 1951 membership list which you previously agreed to prepare for our use.

Additional problems exist with respect to membership eligibility requirements imposed by your group's constitution. It is not clear what documents have been used by your group to determine membership eligibility. Two specific problems are discussed below.

- 1) Your constitution cites a "1928 Payment Roll" as the basis for determining ancestry of 1/4 degree or more Jamestown Clallam Indian blood. There is a roll entitled "Payment of Clallam Indians, Washington, 1926" which is the document we think you intended to reference. This roll contains the names of 533 members of the Clallam tribe and in the 'remarks' column is an indication of the Clallam band to which the payee belonged, i.e. Jamestown, Elwah, or Port Gamble. Unfortunately, the band designation exists only for payees numbered 1 through 421. Though this document can be used to determine Jamestown Clallam ancestry, it contains no reference to blood degree and thus cannot, in and of itself, be used as the basis for determining membership based on blood degree as required by the group's constitution.
- 2) Appendix R of your petition contains a copy of the Schedule of Clallam Indians of the State of Washington signed in 1926 which has been erroneously labeled "1928 Clallam Distribution Roll." The correct and complete title for the document submitted should be "Schedule of Clallam Indians of the State of Washington enrolled by Walter F. Dickens, Superintendent, Tulalip Indian Agency, Tulalip, Washington, by order of the Commissioner of Indian Affairs under instructions of the Secretary of the Interior, pursuant to the act of Congress of March 3, 1925 (43 Stat. L. 1102)" signed May 22, 1926. Though this Schedule of Clallam Indians does not indicate the Clallam band in which individuals listed claimed membership, it does give the degree of Clallam blood. Thus this document could not, in and of itself, be used as the basis for determining Jamestown Clallam ancestry as required by your constitution.

Since neither of the documents discussed in the preceding paragraph is sufficient in itself for use as the basis for the determination of 1/4 degree or more Jamestown Clallam Indian blood required by your constitution, we need to know how the determination of eligibility for membership is being made.

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This letter is a notification of problem areas which exist. It is not a letter of rejection. It should be noted that in accordance with Section 54.9(f) of the Federal regulations, the Assistant Secretary - Indian Affairs must publish proposed findings on your petition within one year after notice of active consideration. Every effort should be made to provide the necessary genealogical documentation at the earliest possible date. A delay in submitting this material will further delay a final decision on the Jamestown petition.

The Federal Acknowledgment staff will be in touch with you and your attorney by telephone in the very near future in an effort to explain more fully the problem areas discussed above. Should you have any questions in the interim, please contact the staff at (703) 235-2360.

Sincerely,

Director, Office of Indian Services

Enclosure

cc: Jeffery Schuster *w/enclosure*  
John Wedel Portland AO *w/enclosure*  
Tribal Operation Officer, WW Agency *w/enclosure*  
Surname: 440 2: Chrony 2: Mailroom:  
Holdup: LMcMillion: jm: 235-2360: 6/11/79: D-6: L-1: *w/enclosure*

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any public in use for the State of Washington residing at Port Angeles.

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