



Quinault Indian Nation

POST OFFICE BOX 189 □ TAHOLAH, WASHINGTON 98587 □ TELEPHONE (360) 276 - 8211

QUINAULT BUSINESS COMMITTEE RESOLUTION NO. 13-340-92

A Resolution Stating the Opposition of the Quinault Indian Nation to the Proposals to Export Coal From the Pacific Northwest

WHEREAS, the Quinault Indian Nation has inherent sovereign governmental powers to protect and promote the health, safety, and/or general welfare of the people of the Quinault Indian Nation (the "Nation") and jurisdiction over the Nation's usual and accustomed fishing areas; and

WHEREAS, the Quinault Business Committee is the duly elected governing body of the Nation and is authorized by the people to manage, protect and preserve the wildlife and natural resources of the Nation pursuant to the Quinault Constitution, Article V, Section 3, adopted March 22, 1975; and

WHEREAS, there is a current proposal to transport coal by rail from the Powder River Basin in Wyoming through Washington state for export from Cherry Point in Anacortes, there are other locations in Washington and British Columbia under consideration, including Longview; and

WHEREAS, the Quinault Indian Nation is signatory to the Treaty with the Quinaielt (1855) wherein it reserved its "right of taking fish at all usual and accustomed grounds and stations, . . . "together with the privilege of hunting, gathering roots and berries, . . . on all open and unclaimed lands."; and

WHEREAS, the Quinault Indian Nation is a signatory to "*Treaty Rights At Risk*" submitted to the federal government by the Northwest Indian Fisheries Commission and believes that coal export proposals will further endanger our Treaty Rights, which are the supreme law of the land under Article VI of the U.S. Constitution; and

WHEREAS, coal dust and diesel particulates will find their way into our air and waterways as these trains pass along and over our rivers, doing damage to our natural resources upon which the Nation depends; and

WHEREAS, the Quinault Nation's treaty fishing right includes a right of access to its traditional fishing, hunting, and gathering sites that will be impacted by increased vessel and rail traffic; and

WHEREAS, the Environmental Protection Agency ("EPA"), Indian tribes, and others have voiced concerns over the threat to human health these proposals bring because of the adverse health effects of coal dust and diesel pollution, including bronchitis, emphysema, lung damage, asthma, and cancer; and

WHEREAS, our elders and our children are particularly vulnerable because of sensitivity to the health effects of fine particles; and

WHEREAS, the Quinault Business Committee expresses its solidarity and support for the "no" position regarding the Gateway Pacific Terminal proposal adopted by the Lummi Indian Business Council, based on documented disturbance of ancient burial grounds and proposed fill of that area for the purpose of containing over a hundred acres of coal piles,

NOW THEREFORE BE IT RESOLVED, the Quinault Business Committee endorses the words of Billy Frank, Jr. that, "We are at a legal and biological crossroads in our efforts to recover the salmon and preserve our tribal cultures, subsistence, spirituality, and economies. Not since the darkest days of the fishing rights struggle have we feared so deeply for the future of our treaty rights;" and

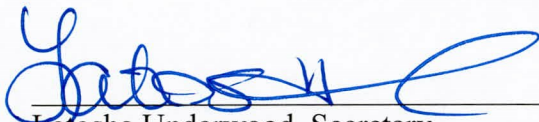
BE IT FURTHER RESOLVED, that the Quinault Business Committee opposes the export of coal from the Pacific Northwest and related facilities.



Fawn R. Sharp, President
Quinault Indian Nation Business Committee

CERTIFICATION

I hereby certify that the Quinault Indian Nation Business Committee duly adopted the above resolution at a regular meeting of the Business Committee at Taholah, Washington, on the 12th day of August, 2013, at which time a quorum was present by a vote of 6 for, 0 against, and 2 abstaining.



Latosha Underwood, Secretary
Quinault Indian Nation Business Committee