

Tribal Gathering & Local Private Forestlands: TFW-FFR Provisions to Foster and Use

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Private Forestland In Watersheds (Large Landowners)

- Private Forests Dominate In Many Watersheds
- Private Forests: Managed per Rules & Policies
- Forest Practices WACs: Incl. Cultural Resources
- “ “ Policies: Incl. Cultural Resources

- **Tribal/Landowner Voluntary Protection Plan
[per TFW Agreement & WAC 222-20-120(2)]**
- *TFW Biologist(s) Could & Should Be Included!*

U.S vs. Washington ("Boldt" Decision)

- Timber/Fish/Wildlife (T/F/W) Agreement (1987)
 - **Federally-Recognized Tribes**
 - **Washington State Government**
 - **Private Forest Landowners (Large & Small)**
 - Local Governments
 - Federal Government
 - *"Forests and Fish Report" w/ Appendix O (1999)*

Timber/Fish/Wildlife Agreement (1987)

- Introduction/The Results
 - Archaeological and Cultural Goals
 - ...to inventory, evaluate, preserve and **protect traditional cultural...spaces and assure tribal access.**

T/F/W Agreement (cont.)

- Components of System/Archaeological and Cultural Resources
 - Opportunities:
 - ✓ “...**Cultural resources include both religious and social uses...**”
 - ✓ “...there may be traditional **cultural activities that have not been practiced for some time** (due to access problems, site conditions, etc.)
 - ✓ “...**These activities may be re-established.**”

T/F/W Agreement (cont.)

- Components of System/Archaeological and Cultural Resources
 - Measures:
 - ✓ “...Forest practice applications will be cross-checked...”
 - ✓ “...Should the proposed practice coincide with an identified cultural [or archaeological] resource...the appropriate tribe will be contacted immediately...”
 - ✓ “...**the landowner is required to meet with the affected tribe with the objective of developing a plan for protecting the archaeological/cultural values.**”

WAC 222-16

(Forest practices board/Definitions)

- WAC 222-16-010 General definitions.
 - ***“Cultural resources” means*** archaeological and historic sites and artifacts, and traditional religious, ceremonial and ***social uses and activities of affected Indian tribes.***

WAC 222-20

(FPB/Application and Notification)

- WAC 222-20-120 Notice of forest practices to affected Indian tribes
 - (2) “Where an application involves cultural resources the **landowner shall meet with the affected tribe(s) with the objective of agreeing on a plan** for protecting the archaeological or cultural value...”

TFW/FFR

“Cultural Resources Protection and Management Plan (CRPMP)”

- CRPMP Purpose
 - **4. Improve access to tribal cultural resources**
 - ✓ “...so that affected tribes have a better **opportunity to maintain and perpetuate their traditional values and practices.**”

TFW/FFR

“Cultural Resources Protection and Management Plan (CRPMP)”

- Cultural Resources Guidance
 - *Historic Sites - etc.*
 - ***Traditional Places*** - “...are landscapes, sacred sites, legendary areas, indigenous uses and objects...”. **Examples include groves used for gathering edible/medicinal plants.**
 - ***Traditional Materials*** - “...are the resources used by Native peoples to sustain their culture.” **Examples include traditional materials (such as some of the plants utilized by tribes – e.g. bear grass, tule, and cedar and birch trees).**
 - *Archaeological Resources – etc.*

TFW/FFR “Cultural Resources Protection and Management Plan (CRPMP)”

- Appendix A/Cultural Resources Module
 - Assessment of Cultural Resources
 - ✓ Tribal Cultural Resources/The Inventory of Tribal Cultural Resources
 - ✓ **Investigative Techniques/Interview Questions**

TFW/FFR

“CRPMP – Cultural Module”

- Tribal Informant - Interview Question Categories
 - Geographic Resources
 - Critical Resources
 - Fish
 - Hunting
 - **Collecting Food**
 - **Collecting Materials**
 - Settlement Sites
 - **Traditional Use Sites**
 - **Historical Ecology**
 - Artifact Locations
 - Mythic and Supernatural Sites
 - Historic Locations
 - Named Sites

TFW/FFR - “CRPMP Cultural Module”

Tribal Informant Questions

- **Critical Resources**

- What are the most important traditional foods and materials that are taken from this area?
- Do or did you or the people fish anywhere in the area?
- Hunt? Collect food? Collect medicines?

TFW/FFR – “CRPMP Cultural Module”

Tribal Informant Questions (cont).

- **Collecting Food**

- What foods are collected in the area: roots, berries, sprouts, other edibles, mushrooms, eggs?
- What are the most important of these foods?
- What are the native names?
- Where are the places that each is gathered?

TFW/FFR – “CRPMP Cultural Module”

Tribal Informant Questions (cont.)

- **Collecting Materials**

- What materials are still gathered in this area: types of wood, weaving materials, household materials, raw materials for dyes and other uses, medicines, ceremonial plants?
- Are any of them considered to be especially important “critical resources”?

Tribal Gathering & Local Private Forests

- Federal Land Habitats: Hi-Elevation (& Steep Slopes)
- TFW-FFR Rules & Policies Exist: Foster & Use!
- Rules: Cultural resources means “...**social uses and activities**”. Protect via tribal/landowner **voluntary protection plan**.
- Policy: **Assure tribal access**. Cultural activities that have not been practiced for some time may be re-established. **CRs include traditional places & traditional materials** (incl. plants).
- Questions: **Include Collecting** (Food/Materials)

Tribal Gathering via TFW-FFR Provisions

- ***Specially Prepared For Tribal Communities:***
FOSTER & USE
- Communication & Commitment: *Are Vital!*
- Cooperation With Landowner(s): *Is Key*
- Consultation With Non-Tribal Agencies: *Is Key*
- Coordination Within Tribe: *Is Key (Community, Committees, Programs, Departments, Council)*
- Protocols/Regulations/Enforcement: *Are Key*

Tribal Gathering:

“CRPMP” Guidance Documents

- **TFW Cultural Resources Roundtable** (Co-Chairs:
Jeffrey Thomas/Peter Heide - via WDNR/FPB webpage: www.dnr.wa.gov)
- **Potential Categories or Topics**
 - ***Treaty Rights/Responsibilities:*** Legal frameworks- Regulations- Managing public (and private) lands
 - ***Tribal Government:*** Traditional practices & knowledge-Food sovereignty-Sharing the harvest
 - ***Tribal Programs:*** Traditional plant programs-Tribal food/medicine gardens-Propagating cultural plants
 - ***Non-Federal Lands:*** State DNR lands-Private lands-Tribal/Landowner voluntary protection (and access) agreements

- ✓ **Federal Lands Projects or MOA:** National Parks-National Forests