

ARTICLE X [RATIFICATION OF CONSTITUTION; FIRST ELECTION]

Section

1. [Ratification].
2. [First election].

Section headings are editorially supplied.

§ 1. [Ratification]

This Constitution, when ratified by:

(a) Those eligible to vote herein defined as:

(1) Those persons whose names appear on the final rolls of the Act of April 26, 1906 (34 Stat. 137) or

(2) Those persons who are lineal descendants of a person whose name appears on the final rolls of April 26, 1906 (34 Stat. 137) and

(b) A majority of those eligible who are registered to vote who vote in this Constitution Ratification Election of The Muscogee (Creek) Nation provided at least 30 per cent of those registered voters shall vote shall become effective upon the date of ratification.

§ 2. [First election]

For the purposes of the first election of officers and representatives under this Constitution:

(a) Those persons eligible to vote shall include all persons registered for the Constitutional Ratification Election and those persons thereafter registered who are Muscogee (Creek) Indian by blood and 18 years of age or more on the date of the election.

(b) Each district shall elect one representative.

ADOPTED this 20th day of August, 1979, by the Creek Constitution Commission in accordance with the Court Order of September 2, 1976, in the case of Harjo v. Andrus, Case 74-189, U. S. District Court, Washington, D. C.

CREEK CONSTITUTION COMMISSION

August 20th, 1979 /s/

Bryant Jesse, Chairman

/s/ /s/

Louis Fish, Commissioner Allen Harjo, Commissioner

/s/ /s/

Virginia Thomas, Commissioner Robert Trepp, Commissioner

CERTIFIED:

August 20, 1979

RATIFICATION; FIRST ELECTION

Art. X, § 2

Paula L. Francis
Recording Secretary

APPROVAL

I, Sidney L. Mills, Acting Deputy Commissioner of Indian Affairs, by virtue of the authority granted to the Secretary of the Interior by the Act of June 26, 1936, 49 Stat. 1967, as amended and delegated to me by 230 DM 1.1, do hereby approve the Constitution of the Muscogee (Creek) Nation subject to ratification by the qualified voters as provided in Article X of the said constitution; provided, that nothing in this approval shall be construed as authorizing any action under the constitution that would be contrary to federal law.

Acting Deputy Commissioner of Indian Affairs
Washington, D.C.

Date: August 17, 1979

CERTIFICATE OF RESULTS OF ELECTION

The Acting Deputy Commissioner of Indian Affairs approved the foregoing Constitution of The Muscogee (Creek) Nation on August 17, 1979. It was submitted for ratification to the qualified voters of The Muscogee (Creek) Nation and was on October 6, 1979 duly ratified by a vote of 1,896 for, and 1,694 against, in an election in which at least thirty percent (30%) of the 9,125 qualified voters cast their ballots in accordance with Section 3 of the Act of June 26, 1936, 49 Stat. 1967¹.

¹ 25 U.S.C.A. § 503.

/s/

Bryant Jesse
Chairman, Election Board

/s/

Allen Harjo Election Board Member

/s/

Virginia W. Thomas Election Board Member

/s/

Louis Fish
Election Board Member

/s/

Robert Trepp
Election Board Member

Date: October 9, 1979