



CONSTITUTION
Of The
SAND HILL BAND OF
LENAPE AND CHEROKEE INDIANS

New Jersey

With Ancestors documented as the Delaware in Oklahoma and Wisconsin, the Munsee in Canada,
The Shinnecock of Long Island, and the Sand Hills of New Jersey.

A Matrilineal herein;

Also known as "the Tribe" or "the Nation",

Or whereas inferred under the SEAL and FLAG of the SAND HILL BAND OF LENAPE AND CHEROKEE
INDIANS



This Constitution authorized by the Sand Hill Band of Lenape and Cherokee Indians Tribal Trust, submitted by members of the historical lines of Lenapehoking Sand Hill Band of Lenape and Cherokee Indians People; To be accepted and adopted under resolution by the Grand Council of the Sand Hill Band of Lenape and Cherokee Indians.

PREAMBLE

We, the People, Lenape (Delaware, Lenni Lenape) and Ani-Tsalagi/Kituhwagi (Cherokee-Keentowah) of the Sand Hill Band of Lenape and Cherokee Indians, here and now, lay down in writing, the laws and Oversight of the already historically established tribe via ancestral lineage, promote the general welfare of Our Nation's People, conserve and develop our lands and resources, provide for Our Nation's common defense, and and to re-secure to Ourselves, and for Our Posterity, Natural Rights, Privileges and Immunities already pre-established at the Onset of Creation of All. We are part of the true indigenous people, aboriginal people; Autochthons of pre-America, Turtle Island, with land willed by the Great Spirit; land that was unlawfully stolen. Now through the established Sand Hill Band of Lenape and Cherokee Indians Tribal Trust, We Claim what is Ours through the Sand Hill Davis and Holloway Clans People, The Sand Hill National Government and the Great Spirit

(For expediency the Sand Hill Band of Lenape and Cherokee Indians shall be referred to within this document as the Sand Hill Indian Nation)

ARTICLES

ARTICLE 1 - TERRITORY

The jurisdiction of the Sand Hill Indian Nation (also referred to as "Tribe" or "Tribal" or "Nation"), and Sand Hill Indian Nation Tribal Trust of Aboriginal people, referenced also as Delaware, Lenni Lenape, Ani-Tsalagi/Kituhwagi (Cherokee-Keentowah) and all aboriginal names, shall extend to the original lands inhabited by Our Ancestors, which includes North America, also originally called "Turtle Island",

and in particular, Lenapehoking, the ancient name for the Sand Hill Indian Nation ancestral original territories covering the New York areas of Manhattan and Hudson, and the States of Delaware, New Jersey and Eastern Pennsylvania before colonization by Europeans. Jurisdiction also includes any lands or buildings designated specifically as being owned by Sand Hill Indian Nation Tribal Trust and Sand Hill Indian Nation tribal citizens.

Section 1. Removal of Trespassers, Tribal Citizens or Guests from Tribal Lands or Property. Laws pertaining to removal of individuals or groups shall be determined upon receipt or acquisition of Tribal Trust Land and / or territories.

ARTICLE 2 – CITIZEN STANDING

Section 1. Tribal Citizen standing of the Sand Hill Indian Nation shall be determined by the {Sand Hill Indian Nation} Lead Nation Council on a case by case basis, requirements being:

- a. A tribal citizen's ancestors appear on the various rolls, including the Dawes Roll, Freedman Rolls, or other rolls, or documentation where the tribal citizen's name or ancestors appear on one of the roll corrections;
- b. A tribal citizen possesses verified documentation of ancestral lineage and / or signs an affidavit stating thus; and
- c. A direct bloodline relative petitions and is accepted for citizen standing;
- d. A special circumstance determination by the Lead Nation Council.

Section 2. Tribal Citizen Standing of the Sand Hill Indian Nation shall be automatic when:

- a. An offspring (or children) arrives to or related by blood to any founding original citizen;
- b. An offspring (or children) arrives to any citizen, and
- c. All citizen requirements are fulfilled by the above mentioned.

Section 3. The Lead Nation Council shall have the authority to present a declaration of standing or nationality, other documentation introducing new citizens, and / or adopt laws concerning future citizens not connected by and within bloodlines.

Section 4. Members and Citizens defined.

- a. "Members" of Sand Hill Indian Nation are people who wish to gain the standing of being a Sand Hill Indian Nation Citizen, but are in a probationary investigative period;
- b. "Members" of the Tribe may be bloodline relatives who may elect to not be "citizens", but because of bloodline status, they are automatically recognized and considered members within the Nation, and classified as such; and
- c. "Citizens" are people who have been officially proclaimed by the Sand Hill Indian Nation Lead Nation Council (henceforth referred to as Lead Nation in this constitution) as women and men of Sand Hill Indian Nation.

ARTICLE 3 – REMOVAL OF NATION CITIZENS

Section 1. Complaint and Representation. Any complaint brought against a citizen or member must be in writing and attested to by affidavit before conviction, as guilt must be proven within a court of Constitutional jurisdiction of the nation offended. The accused must receive due notice of the charges against her or him and an opportunity to be heard in her or his own defense. Any such Sand Hill Indian Nation Citizen may petition to the Office of Tribal Justice and Legal Affairs' Tribal Law Council for representation of the Chief Tribal Counselor of Law, or per request of the Chief Tribal Counselor of Law to seek and obtain other representation to assist in her or his defense. This section does not apply to Lead Nation Council women or men removal.

Section 2. No Harm. Any Sand Hill Indian Nation Citizen who has subjected themselves to the laws of another nation, or subjected themselves to another person of another nation, is then within the jurisdiction of that nation, and if convicted of a felony or any other offense involving dishonesty or fraud in any way, including espionage or coups to overthrow that nation's leadership jeopardizing the safety of that other nation, will have alienated themselves and forfeited all of their citizen rights and their birthright within the Sand Hill Indian Nation, and subject to banishment from the Sand Hill Indian Nation forever.

ARTICLE 4 – GOVERNING BODY

Section 1. The governing body of the Sand Hill Indian Nation under this Constitution shall be the Lead Nation Council, and shall be comprised of five to seven Council seats, consisting of a Chief, Red Chief, Secretary, Treasurer, and others to be determined, with amendments provided herein upon creation of Lead Nation Council seats. If Lead Nation Council seats become / are vacated, the Lead Nation Council shall continue in operation with remaining existing Lead Nation Council women and men citizens. Other provisions pertaining to this **ARTICLE 4** will be adopted and amended by the Lead Nation Council. The Chief and Red Chief can only be held by bloodline citizen or family line citizen for one-hundred years from date of last signature obtained of the signing of this Nation Constitution **2014**.

Section 2. The Lead Nation Council shall have authority to make changes in the foregoing and within this Constitution according to future tribal citizen needs.

Section 3. New Lead Nation Council women and men when elected shall serve for a five-year term, and original Lead Nation Council shall sit in council for twenty years unless found to be guilty of **ARTICLE 4 Section 5 and 6.** and / or **ARTICLE 11** and will be punished as per this **ARTICLE 4 Section 5 and 6.** and / or **ARTICLE 11**.

Section 4. Elections to the Lead Nation Council, after the first election, shall be called by the Lead Nation Council at least sixty days prior to the expiration of Lead Nation Council term seated at council. Future compensation of any council seat holders shall be determined in the future by two-thirds vote Lead Nation Council.

Section 5. Nation Council Seat Removal and Vacated Council Seat. Any Sand Hill Indian Nation women or men of the initial "Grand Council", Lead Nation Council, Sand Hill Indian Nation Supporting Nation Council, or other Nation council Citizen women or men found to be convicted of a felony or harming of another nation's citizen, or involved in dishonesty or fraud in any way, including espionage or coups to overthrow the Sand Hill Indian Nation leadership, or extended absence without just cause of a month or more without notification, or any act jeopardizing the safety, well-being, and forward moving operation of the Sand Hill Indian Nation, will have forfeited their Council seat permanently within the Sand Hill Indian Nation, subject to banishment and permanent council seat removal from the Sand Hill Indian Nation upon two-thirds Lead Nation Council vote. Once removed, the removed Citizen Women or men will be replaced by any one deemed appropriate by two-thirds vote of Lead Nation Council women and men; **ARTICLE 3 does not apply for this Section 5.** The removed Council women or men can never hold any Nation council seat again, but, upon majority vote of the Lead Nation Council, may remain a Nation citizen depending upon severity of the crime against the Nation and / or any of its citizens or citizens of other nations according to this **ARTICLE 4 Section 5 and 6., and / or ARTICLE 11).**

Section 6. No original founding Sand Hill Indian Nation women or men of the initial "Grand Council" established March 5, 2011 shall be removed from the Lead Nation Council unless two-thirds of Lead Nation Council have found them to be guilty according to this **ARTICLE 4 Section 5 and 6. and / or ARTICLE 11.** Any Lead Nation Council women or men found guilty of the aforementioned will be permanently removed from the Lead Nation Council upon vote, but according to the severity of the crime, will continue to be a Nation citizen. If anyone of the aforementioned initial "Grand Council" wishes to remove themselves verbally or in writing addressed to any Lead Nation Council women or men, then they shall be removed from the Lead Nation Council by two-thirds vote but will remain a Nation citizen upon request. The founding "Grand Council" women and men are:

Section 7. The Sand Hill Indian Nation Lead Nation Council shall be the sole Decider of the Constitutional qualifications and standings of its own citizens.

ARTICLE 5) – LEAD NATION COUNCIL MEETINGS, PROCEDURES, and RESPONSIBILITIES

Section 1. Meetings and Procedures.

- a. It shall be the duty of the Chief to preside over all meetings of the Lead Nation Council, The Chief, with assistance of Red Chief and other council seats in **Lead Nation** Council shall exercise powers delegated to the Chief by the Lead Nation Council.
- b. An official record of each regular and special meeting of the **Lead Nation** Council shall be kept by the Secretary.

Section 5. Nation Council Seat Removal and Vacated Council Seat. Any Sand Hill Indian Nation women or men of the initial "Grand Council", Lead Nation Council, Sand Hill Indian Nation Supporting Nation Council, or other Nation council Citizen women or men found to be convicted of a felony or harming of another nation's citizen, or involved in dishonesty or fraud in any way, including espionage or coups to overthrow the Sand Hill Indian Nation leadership, or extended absence without just cause of a month or more without notification, or any act jeopardizing the safety, well-being, and forward moving operation of the Sand Hill Indian Nation, will have forfeited their Council seat permanently within the Sand Hill Indian Nation, subject to banishment and permanent council seat removal from the Sand Hill Indian Nation upon two-thirds Lead Nation Council vote. Once removed, the removed Citizen Women or men will be replaced by any one deemed appropriate by two-thirds vote of Lead Nation Council women and men; **ARTICLE 3 does not apply for this Section 5.** The removed Council women or men can never hold any Nation council seat again, but, upon majority vote of the Lead Nation Council, may remain a Nation citizen depending upon severity of the crime against the Nation and / or any of its citizens or citizens of other nations according to this **ARTICLE 4 Section 5 and 6., and / or ARTICLE 11).**

Section 6. No original founding Sand Hill Indian Nation women or men of the initial "Grand Council" established March 5, 2011 shall be removed from the Lead Nation Council unless two-thirds of Lead Nation Council have found them to be guilty according to this **ARTICLE 4 Section 5 and 6. and / or ARTICLE 11.** Any Lead Nation Council women or men found guilty of the aforementioned will be permanently removed from the Lead Nation Council upon vote, but according to the severity of the crime, will continue to be a Nation citizen. If anyone of the aforementioned initial "Grand Council" wishes to remove themselves verbally or in writing addressed to any Lead Nation Council women or men, then they shall be removed from the Lead Nation Council by two-thirds vote but will remain a Nation citizen upon request. The founding "Grand Council" women and men are:

Section 7. The Sand Hill Indian Nation Lead Nation Council shall be the sole Decider of the Constitutional qualifications and standings of its own citizens.

ARTICLE 5) – LEAD NATION COUNCIL MEETINGS, PROCEDURES, and RESPONSIBILITIES

Section 1. Meetings and Procedures.

- a. It shall be the duty of the Chief to preside over all meetings of the Lead Nation Council, The Chief, with assistance of Red Chief and other council seats in **Lead Nation** Council shall exercise powers delegated to the Chief by the Lead Nation Council.
- b. An official record of each regular and special meeting of the **Lead Nation** Council shall be kept by the Secretary.

- c. The Sand Hill Indian Nation Lead Nation Council shall conduct a mandatory Regular meeting on the seventh day of each month, and / or whenever a Lead Nation Council meeting has been scheduled by two-thirds women and men Lead Nation Council; but if the seventh of each month falls on any holiday officially observed by the Sand Hill Indian Nation, the Regular meeting shall occur on the next business day, or when accepted by two-thirds Lead Nation Council.
- d. A majority (two-thirds) of the Lead Nation Council, including at least two out of three of the Chief, Red Chief, and / or Sand Hill Indian Nation Supporting Nation Council Chief must be present to constitute a quorum.

-*Unofficial* meeting or meetings called (meeting(s) not arranged by two-thirds Lead Nation Council with at least two of three of the Chief, **Red Chief**, and / or Sand Hill Indian Nation Supporting Nation Council Chief present in person or appearing by other means, i.e. computer, phone, etc.) concerning Nation affairs are considered 'formal' and cannot be construed as 'informal' is / are considered dishonest, 'coups', espionage, overthrow, and / or fraud. Any regular, special, or emergency meeting called by of Lead Nation Council, Sand Hill Indian Nation Supporting Nation Council, or any Nation council citizens women or men in gathering, who exchange, communicate, and / or disseminate information concerning private secret Nation affairs, not constituting a quorum, and having not communicated a regular, special, or emergency meeting was to take place with all Council seats, is / are considered dishonest, 'coups', espionage, overthrow, and / or fraud. Those involved will be punished according to **ARTICLE 4 Section 5 and 6.** and / or **ARTICLE 11**), and may or may not be present during a special meeting called of Lead Nation Council women and men. If present, grievance may be presented by complainant.

- a. When a majority of Lead Nation Council women and men sign a written statement requesting, or two-thirds Lead Nation Council votes for a Special meeting, the Chief or Red Chief shall call a Special meeting no sooner than two (2) days.
- b. The Chief or Red Chief, or Lead Nation Council may call an Emergency meeting to deal with natural, biological, chemical, military, or other situation considered "emergency" upon their discretion, individually or collectively.

Section 2. Responsibilities.

- a. The Red Chief shall perform the duties and execute the powers of the Chief in the absence of the Chief, and shall assume the Chief duties in the event of a vacancy in the council seat of Chief.
- b. The Lead Nation Council shall adopt ordinance and policy for establishing the order of business in any Regular or Special meeting of the Lead Nation Council.
- c. The Lead Nation Council shall be in charge of all routine matters, which arise including administration of land provisions of this Constitution, and such other matters as may be delegated. The Chief, Red Chief, Treasurer, and any other council seat designated by the Lead Nation Council shall make a report at each Regular and Special session of the Lead Nation Council, and shall adopt laws and policy that are not inconsistent with laws or policy adopted by the Lead Nation Council.

- d. The Treasurer shall be the custodian of all funds, which come under the jurisdiction or control of the Sand Hill Indian Nation Lead Nation Council. The Treasurer shall pay out funds in accordance with the laws established by the Lead Nation Council, shall keep accounts of all receipts and disbursements, and shall make written reports to the Lead Nation Lead Nation Council at each Regular and Special meeting. The Treasurer shall be bonded in such an amount as the Lead Nation Council shall provide. In the absence of a Treasurer, the Lead Nation Lead Nation Council shall appoint an interim Treasurer.
- e. The Secretary shall keep an official record of each regular and special meeting of the Lead Nation Council, and shall perform other duties delegated to the Secretary by the Lead Nation Council. The Secretary will make available all laws, rules, and regulations adopted by the Lead Nation Council. In the absence of a Secretary, the Lead Nation Council shall appoint an interim Secretary.
- f. The Lead Nation Council may assign special and / or specific duties to the Sand Hill Indian Nation Supporting Nation Council, or other Nation councils as needed

ARTICLE 6 – POWERS OF THE LEAD NATION COUNCIL

Section 1. Enumerated Powers. The Sand Hill Indian Nation Lead Nation Council shall exercise the following powers; subject only to the Lead Nation Council's discretion by majority vote:

- a. To negotiate with foreign jurisdictions / governments on behalf of the Nation, and to advise and consult with representatives from these jurisdictions and governments on all activities, which may affect the Sand Hill Indian Nation and its tribal citizens;
- b. To have lawful counsel for the protection and advancement of the Privileges and Immunities for the Sand Hill Indian Nation and its tribal citizens, and to oversee such lawful counsel;
- c. To approve or disapprove any sale, trade, disposition, lease, or encumbrance of tribal lands, interest in lands, or other tribal assets, including artifacts, tribal road machine conveyances and any and all equipment, buildings, and anything else which falls under the Sand Hill Indian Nation Tribal Trust or the Trust's jurisdiction;
- d. To make assignments of tribal land to citizens of the Sand Hill Indian Nation;
- e. To manage all tribal economic affairs of Tribal Trust and business enterprises of the Sand Hill Indian Nation in accordance with the terms of the Charter created by the Sand Hill Indian Nation Tribal Trust ;
- f. To appropriate Tribal funds;
- g. To assign licensing where needed according to business purposes of tribe;
- h. To remove trespassers, and exclude and banish unruly, undisciplined tribal citizens, or guests from tribal lands, territories, or any properties owned and / or acquired by Sand Hill Indian Nation if necessary as defined in **ARTICLE 1**;
- i. To remove and / or punish any Council women or men who is found to have violated and / or been party to any action against the Sand Hill Indian Nation, the Sand Hill Indian Nation Tribal Trust, and its Councils, Citizens or Members, as per **ARTICLE 4 Sections 5 and 6**, and / or **ARTICLE 11**; and to do the same for non-council citizens and members according to **ARTICLE 3**.

- j. To enact resolutions or ordinances not inconsistent with **ARTICLE 2** of this Constitution concerning tribal citizen standing in the Sand Hill Indian Nation;
- k. To promulgate and enforce ordinances governing the conduct of tribal citizens and guests who may enter Sand Hill Indian Nation jurisdiction and provide for the maintenance of law and order and the administration of justice through the "Council of Tribal Justice";
- l. To protect and preserve the property, lands, wild life, natural resources, gases, oil, gold, diamonds, coal, turquoise, silver, and any and all other materials, etcetera, etcetera; belonging to the Tribe and ancestors of the Tribe, and the future generations of the Tribe, and to oversee and regulate the conduct of any trade and the use and disposition of property within the jurisdiction / land inheritance;
- m. To regulate, preserve, recover, and strengthen indigenous arts, crafts, culture, and the languages of the various ancestral lineage of the Sand Hill Indian Nation Tribal Citizens;
- n. To establish subordinate councils and commissions within commercial agencies established for economic purposes and to regulate activities of associations chartered from them by the Lead Nation Council, other citizens authorized of the Chief or Red Chief;
- o. To regulate the inheritance or acquisition of property given to or purchased by the Nation as private or otherwise, including but not limited to lands already allotted to Tribal Citizens, and lands, territories, or properties in the jurisdiction of the Sand Hill Tribal Trust;
- p. To oversee, and mediate relations, if necessary, of Citizens of the Tribe;
- q. To adopt laws regulating appointment of guardians for minors and mental incompetents if necessary who are citizens or who are eligible for citizen standing;
- r. To adopt laws regulating the procedure of the Lead Nation Council, the sub-councils and commissions, and to adopt laws establishing the order of business during Regular and Special meetings of the Lead Nation Council;
- s. To delegate to subordinate councils, officers, commissions, or other actions or agencies open to all citizens of the Tribe of any of the foregoing powers, reserving the Privileges and Immunities to review any action taken by virtue of such delegated power;
- t. To adopt ordinances, procedures regulating the council itself in regards to conduct demanded to be displayed having skin of seven spans thick for all elected tribal government leaders through a "code of ethics" and removal procedures; and
- u. To adopt laws protecting and promoting the health and welfare of the Sand Hill Indian Nation and the Tribe's citizens and citizen standing.

Section 2. Future Powers. The Lead Nation Council of the Sand Hill Indian Nation may exercise such further powers as may in the future be decided by the Lead Nation Council in two-thirds vote, or in special circumstances by Chief as long as said powers are beneficial to the whole Tribe.

Section 3. Reserved Powers. Any Privileges, Immunities and powers vested in the Sand Hill Indian Nation, but not expressly referred to in this Constitution, shall not be abridged by this article, but may be exercised by the Lead Nation Council through the adoption of appropriate Constitutional Amendments.

ARTICLE 7 – SAND HILL INDIAN NATION SUPPORTING NATION COUNCIL QUALIFICATIONS, MEETINGS, PROCEDURES AND RESPONSIBILITIES

Section 1. The Sand Hill Indian Nation Supporting Nation Council (henceforth referred to as Supporting Nation Council in Constitution) shall consist of a Chief, Secretary and others to be determined.

Supporting Nation Council women and men must always be appointed by the Lead Nation Council, with amendments provided herein upon creation of council seats. The Supporting Nation Council shall oversee and be liaison between Sand Hill Indian Nation Councils and the Lead Nation Council.

Section 3. The Supporting Nation Council Chief shall inform the Supporting Nation Council of authorized specified actions taken by the Lead Nation Council with permission from the Lead Nation Council, and shall report back to the Lead Nation Council specified actions taken by the Supporting Nation Council. The Lead Nation Council may assign other duties to the Supporting Nation Council Chief and Supporting Nation Council. Actions taken by the Supporting Nation Council must be in proper standing according to the Nation Constitution and must be for the benefit of the Sand Hill Indian Nation and its members and Citizens.

Section 4. Any citizen elected for a Supporting Nation Council seat must be a Citizen of the Sand Hill Indian Nation, must be of sound mind, and be at least 21 years of age, unless by special appointment or election by two-thirds vote of the Supporting Nation Council, and must be an autochthon within the North American boundaries as defined in **ARTICLE 1**.

Section 5. The Supporting Nation Council shall conduct a mandatory Regular meeting on the tenth day of each month, but if the tenth of each month falls on any holiday officially observed by the Sand Hill Indian Nation the Regular meeting shall occur on the next business day.

Section 6. Two-thirds of Supporting Nation Council must be present and must include the Sand Hill Indian Nation Supporting Nation Council Chief to constitute a quorum.

Section 7. When a majority of Supporting Nation Council women and men sign a written statement requesting, or the majority votes for a Special meeting, the Chief shall call a Special meeting no sooner than two (2) days.

Section 8. The Supporting Nation Council Chief or Lead Nation Council or Red Chief may call an Emergency meeting to deal with natural, biological, chemical, military, or other situation considered "emergency" upon their discretion, individually or collectively, calling upon the whole of the Sand Hill Indian Nation Supporting Nation Council to participate.

Section 9. Supporting Nation Council shall adopt ordinance and policy for establishing the order of business in any Regular or Special meeting of the Sand Hill Indian Nation Supporting Nation Council.

ARTICLE 8 – JUDICIAL POWERS

Section 1. Creation. The judicial power of the Sand Hill Indian Nation shall be vested in the Lead Nation Council and in tribal courts established by the Lead Nation Council. The Council of Tribal Justice and inferior courts shall be independent from the Lead Nation Council whereby courts in other locations that have been established or will be established shall have their own local Chief Decider for the handling of judicial affairs, and other court matters, and no elected official or council citizen exercising powers of the

Lead Nation Council will be able to exercise powers vested in the Council of Tribal Justice, and Chief Decider.

Section 2. Jurisdiction. The judicial power shall extend to all cases, in law and equity, arising under the Constitution of the Sand Hill Indian Nation; the Laws of the Sand Hill Indian Nation, or to all tribal citizens and property within the jurisdiction of the Sand Hill Indian Nation, and Sand Hill Indian Nation Tribal Trust.

Section 3. Powers of the Council of Tribal Justice. The Council of Tribal Justice shall exercise the following powers:

- a. The Council of Tribal Justice shall have appellate jurisdiction over any case on appeal from inferior tribal courts.
- b. The Council of Tribal Justice shall have the power to declare laws of the Sand Hill Indian Nation void if such laws are not in agreement of the Sand Hill Indian National Constitution. All decisions of the Council of Tribal Justice and Chief Decider will be in writing and will be final by written order and upon agreement of majority Lead Nation Council. Reversing of decisions and orders will be done at a special hearing convened by Lead Nation Council, Chief Decider, Commissioner of the Office of Tribal Justice and Legal Affairs, and Council of Tribal Justice to discuss rulings and findings.
- c. Chief Decider of the Council of Tribal Justice must at least be 27 years of age or older, have no past or present criminal (true crime) history or felonies, have had at least three years experience attending courts, lawful and legal studies, international law, American Indian laws, and have in possession a law degree without current membership of a STATE BAR, or the BAR; having also studied law of indigenous nature, and comprehension of such, and not a practicing attorney or lawyer affiliated with any United States Federal or State institutional BAR Association, U.S. or foreign jurisdiction or corporation; and not a practicing attorney, judge, lawyer, magistrate, or any office or position by any lawful or legal title or name for any other entity.
- d. Chief Decider of the Council of Tribal Justice shall be appointed by the Lead Nation Council and Commissioner of the Office of Tribal Justice and Legal Affairs and shall serve a five (5) year term. The Chief Decider of inferior courts shall be elected at large by citizens of the Sand Hill Indian Nation under ordinances promulgated by the Lead Nation Council, and shall serve a four (4) year term.
- e. There will be 7 seats on the Council of Tribal Justice. Powers of the Council of Tribal Justice, including the Chief Decider, must be established within 6 months of the establishment of this Constitution and Amendments made accordingly herein.

Section 4. Powers of the Inferior Tribal Court. The inferior tribal court shall exercise the following powers:

- a. Inferior tribal courts shall have power and be the place where complaints are heard and where a Decider makes findings of fact and conclusions of law, and shall have the authority and power to make findings of fact and conclusions of law, and shall have the authority and power to issue all remedies in law and in equity including injunctive and declaratory relief and all writs including attachment, prohibition and mandamus.
- b. The Chief Decider of inferior courts shall oversee the administration of justice of inferior tribal courts and must at least be 27 years of age or older, have no past or present criminal (true crime) history or felonies, have had at least three years experience attending courts, lawful and legal studies, international law, American Indian laws, and have in possession a law degree without current membership of a STATE BAR, or the BAR; having also studied law of indigenous nature, and comprehension of such, and not a practicing attorney or lawyer affiliated with any United States Federal or State institutional BAR Association, U.S. or foreign jurisdiction or corporation; and not a practicing attorney, judge, lawyer, magistrate, or any office or position by any lawful or legal title or name for any other entity.
- c. The Chief Decider of inferior courts shall be elected at large by citizens of the Sand Hill Indian Nation under ordinances promulgated by the Lead Nation Council, and shall serve a four (4) year term.

Section 5. Compensation. The Lead Nation Council shall have the power to establish the level of compensation for The Chief Decider of the Council of Tribal Judge and Decider of inferior tribal courts, provided that the compensation due to each Chief Justice and Decider shall not diminished during the Chief Judge's and Decider's appointment.

Section 6. Removal. The Lead Nation Council may remove any Judge of the Chief Decider of the Council of Tribal Justice or any Decider of the inferior tribal courts by a two-thirds vote for:

- (a) Unethical judicial conduct;
- (b) Physical or mental disability which prevent the performance of judicial duties;
- (c) Persistent failure to perform judicial duties;
- (d) Dishonest actions and purposeful dissemination of misinformation;
- (e) Gross misconduct that is clearly prejudicial to the administration of justice.

Section 7. Vacancies. If there is any vacancy, the Lead Nation Council shall appoint a Chief Decider of the Council of Tribal Justice or a new Decider of the inferior tribal courts for the unexpired term. If the vacancy involves the Chief Decider of the inferior tribal courts, the Lead Nation Council shall appoint a new Chief Decider who satisfies all requirements necessary for Chief Decider for the unexpired term.

ARTICLE 9 – DISTRICT ORGANIZATION

Should districts on Sand Hill Indian Nation Tribal Trust land / property be established, each district established under this Constitution shall have a Village Chief and Local District Lead Nation Council and liaison to Lead Nation Council, and such other officers as may be advisable to run concurrent with the terms of the representatives to the Lead Nation Council. District Chief and Local District Lead Nation Council shall call and preside over councils of the district whenever necessary for the consideration of matters of local interest. The various districts may consult with District Chief and Local District Lead Nation Council on all matters of local interest, and District Chief and Local District Lead Nation Council may undertake and manage local enterprises in furtherance of the purposes set forth in the preamble to this Constitution, use monies or assets in treasury and under Trust for the benefit of the Tribe and Tribal citizen in each district upon Lead Nation Council approval, keep a roll of those citizen of the Tribe affiliated with each district, and may exercise such further powers as may be delegated to districts by the District Chief and local district council. The actions of the District Chief and local district councils shall not be inconsistent with the Constitution and by-laws, and ordinances of the Sand Hill Indian Nation.

ARTICLE 10 – ELECTIONS

Section 1. Tribal citizens who are 17 years and older and directly bloodline related to citizens of the Lead Nation Council are allowed to vote for all council positions within the Sand Hill Indian Nation after being tribal citizens for one (1) year. Those who are 17 years and older and directly bloodline related to citizens of the Lead Nation Council in a probationary investigative period for citizen standing cannot vote ("Members").

Section 2. The time, place and manner of nomination and election of council women and men, and any other elective council women and men shall be determined by the Lead Nation Council at an appropriate time.

Section 3. Lead Nation Council and other representatives and officers shall attest and take Oath in December-January, or when deemed necessary by the Lead Nation Council, or in emergency elections determined necessary by the Lead Nation Council. The time, place and manner of nomination and election of councilmen, and any other elective councilmen, shall be determined by the Lead Nation Council by appropriate ordinances.

ARTICLE 11 – REMOVAL OF LEAD NATION COUNCIL OR SAND HILL INDIAN NATION SUPPORTING NATION COUNCIL CITIZEN

Section 1. Lead Nation Council. Any Lead Nation Council Citizen who is convicted of a felony or any other offense involving dishonesty, treason, coups, or any action detrimental to the Sand Hill Indian Nation, its Citizens and members, or chooses upon her / his own will to remove herself / himself from the Lead Nation Council and / or Nation, shall forfeit his council seat upon two-thirds vote of Lead Nation Council. Any Lead Nation Council Citizen shall be subject to recall from the council under due process of

ARTICLE 9 – DISTRICT ORGANIZATION

Should districts on Sand Hill Indian Nation Tribal Trust land / property be established, each district established under this Constitution shall have a Village Chief and Local District Lead Nation Council and liaison to Lead Nation Council, and such other officers as may be advisable to run concurrent with the terms of the representatives to the Lead Nation Council. District Chief and Local District Lead Nation Council shall call and preside over councils of the district whenever necessary for the consideration of matters of local interest. The various districts may consult with District Chief and Local District Lead Nation Council on all matters of local interest, and District Chief and Local District Lead Nation Council may undertake and manage local enterprises in furtherance of the purposes set forth in the preamble to this Constitution, use monies or assets in treasury and under Trust for the benefit of the Tribe and Tribal citizen in each district upon Lead Nation Council approval, keep a roll of those citizen of the Tribe affiliated with each district, and may exercise such further powers as may be delegated to districts by the District Chief and local district council. The actions of the District Chief and local district councils shall not be inconsistent with the Constitution and by-laws, and ordinances of the Sand Hill Indian Nation.

ARTICLE 10 – ELECTIONS

Section 1. Tribal citizens who are 17 years and older and directly bloodline related to citizens of the Lead Nation Council are allowed to vote for all council positions within the Sand Hill Indian Nation after being tribal citizens for one (1) year. Those who are 17 years and older and directly bloodline related to citizens of the Lead Nation Council in a probationary investigative period for citizen standing cannot vote ("Members").

Section 2. The time, place and manner of nomination and election of council women and men, and any other elective council women and men shall be determined by the Lead Nation Council at an appropriate time.

Section 3. Lead Nation Council and other representatives and officers shall attest and take Oath in December-January, or when deemed necessary by the Lead Nation Council, or in emergency elections determined necessary by the Lead Nation Council. The time, place and manner of nomination and election of councilmen, and any other elective councilmen, shall be determined by the Lead Nation Council by appropriate ordinances.

ARTICLE 11 – REMOVAL OF LEAD NATION COUNCIL OR SAND HILL INDIAN NATION SUPPORTING NATION COUNCIL CITIZEN

Section 1. Lead Nation Council. Any Lead Nation Council Citizen who is convicted of a felony or any other offense involving dishonesty, treason, coups, or any action detrimental to the Sand Hill Indian Nation, its Citizens and members, or chooses upon her / his own will to remove herself / himself from the Lead Nation Council and / or Nation, shall forfeit his council seat upon two-thirds vote of Lead Nation Council. Any Lead Nation Council Citizen shall be subject to recall from the council under due process of

law for cause. Any complaint against any council citizen must be in writing and attested to by complainant. No one is to be impeached except by a two-thirds vote of the Lead Nation Council concerning an Lead Nation Council Citizen after the accused has had due notice of the charges against him or her and an opportunity to be heard in his or her own defense, unless said Citizen is unreachable for a period of one month or more, only then can the Lead Nation Council Citizen be impeached by a two-thirds vote of the Lead Nation Council without notification to Lead Nation Council Citizen in question.

Section 2. Supporting Nation Council. Any Supporting Nation Council Citizen who is convicted of a felony or any other offense involving dishonesty, treason, coups, or any action detrimental to the Sand Hill Indian Nation, its Citizens and members, or chooses upon her / his own will to remove herself / himself from the Supporting Nation Council and / or Nation, shall be brought forward to the Supporting Nation Council Chief, who will bring the accused forward to be presented before the Lead Nation Council, and upon two-thirds vote of Lead Nation Council and Supporting Nation Council combined, shall forfeit his council seat. Any Sand Hill Indian Nation Supporting Nation Council Citizen shall be subject to recall from the council under due process of law for cause. Any complaint against any council citizen must be in writing and attested to by complainant. No one is to be impeached except by a two-thirds vote of the Lead Nation Council and Supporting Nation Council combined concerning an Sand Hill Indian Nation Supporting Nation Council Citizen after the accused has had due notice of the charges against him or her and an opportunity to be heard in his or her own defense, unless said Citizen is unreachable for a period of one month or more, only then can the Supporting Nation Council Citizen be impeached by a two-thirds vote of the Lead Nation Council and the Supporting Nation Council combined without notification to Supporting Nation Council Citizen in question.

ARTICLE 12 – REFERENDUM

Upon a *petition* by one-third of the eligible voters of the Sand Hill Indian Nation, or upon the request of two-thirds of the women and men of the Lead Nation Council, any enacted or proposed ordinance or resolution of the Lead Nation Council shall be submitted to popular scrutiny review, and the vote of a majority of the qualified voters voting in such a referendum shall be conclusive and binding on the Lead Nation Council.

ARTICLE 13 – LAND

Section 1. Tribal Lands. All lands hereafter acquired by Sand Hill Indian Nation shall be held as Sand Hill Indian Nation Tribal Trust Lands and no part of this land may be mortgaged, sold, or traded unless otherwise decided by Lead Nation Council. Tribal lands shall remain under the Sand Hill Indian Nation Tribal Trust to be perpetually protected by the Sand Hill Indian Nation Tribal Trust. All lands hereafter acquired by Sand Hill Indian Nation under the Sand Hill Indian Nation Tribal Trust may be allotted to individual "Tribal Citizens" and may be assigned or leased, or otherwise used by the Tribe as prescribed by the Lead Nation Council.

ARTICLE 14 – AMENDMENTS

All parts of the Sand Hill Indian Nation Constitution may be amended or portions removed upon two-thirds vote by Lead Nation Council and an affirmative vote of the Principal Chief

ARTICLE 15 – TRIBAL PRIVILEGES AND IMMUNITIES

The Lead Nation Council, in exercising its inherent powers of self-governance, shall not make any tribal law or enforce any tribal law, or be party to the enforcement of any foreign jurisdiction outside of the Sand Hill Indian Nation, or international law that:

- a. Prohibits the full exercise of Sand Hill Indian Nation Tribal indigenous culture and spirituality, or any other religion, or abridging freedom of speech, or of the press, or the peaceful assembling of tribal citizens, and petitioning for redress of grievances;
- b. Violates the Privileges and Immunities of the tribal citizens to be secure in their bodies, houses, papers, and effects against unreasonable search and seizures; nor issue warrants, but upon probable cause. Supported by oath or affirmation, and particularly describing the place to be searched and the citizen or guest or thing to be searched and the citizen or guest or thing to be seized;
- c. Subjects any citizen in any criminal case to be twice put in jeopardy;
- d. Compels any citizen in any criminal case to be witness against herself or himself;
- e. Takes any Tribal Citizen's or property or Sand Hill Indian Nation Tribal Trust property for use without permission or just compensation;
- f. Denies to any tribal citizen in a criminal proceeding the privilege of a speedy hearing and to be informed of the nature and cause of the accusation, to be confronted with witnesses against the tribal citizen, to have compulsory process for obtaining witnesses in the citizen's favor, and at the citizen's own expense, to have the assistance of tribal counsel for the citizen's defense;
- g. May not, impose excessive fines, nor inflict cruel and unusual punishments;
- h. Denies to any citizen within Nations Jurisdiction the equal protection of its laws or deprive any citizen of privileges, immunities, of liberty or property. Without due process of law;
- i. Adopts any bill of attainder or ex post facto law; or by special order from Chief or Red Chief;
- j. Denies to any citizen accused of an offense punishable by imprisonment, the privilege, upon request, to a hearing, by council appointed by Council Tribal Justice or Lead Nation Council, of not less than 7 citizens.
- k. Denies rights established by the United Nations Declaration of Rights of Indigenous People, *specifically Articles 3, 7, 8, 9, 15, 18, 23, 24, 27, 33, 34, and 35.*

ARTICLE 16 – TRIBAL OATH

Section 1. Each Sand Hill Nation council women and men shall be required to take an Oath and a sign a Mutual Non-Disclosure Agreement prior to assuming Constitutional duties. Interim Council Citizens, regular citizens and members shall be required to do the same. The Oath may be amended from time to time upon Lead Nation Council vote.

(OATH)

"I hereby declare on Oath that I am committed to the Continued Empowerment of the Sand Hill Nation and all Indigenous peoples of North America, The North Gate, Amexem, Turtle Island, as well as We the People, as it was We, the Autochthon People, who implemented trust with foreign peoples, giving them permission for use of Our land, initially protecting and nurturing the foreign peoples, helping them create their own Constitution and Government; I affirm that I will continue to embrace Ancestral Values and Life Concepts to maintain the foundation of our tribal lineage, and I absolutely and entirely renounce and abjure all allegiance and fidelity to any foreign princess, prince, queen, king, potentate, state, or sovereignty of whom or which I have heretofore been a subject or citizen;

I affirm I will support and defend the Constitution and laws of the Sand Hill Nation on against all enemies, foreign and domestic, and I will bear true faith and allegiance to the same; that if necessary, I will bear arms on behalf of the Sand Hill Nation when required by the law, and that I will perform actions of national importance under Lead Nation Council direction when required by Sand Hill Tribal law, and I take this Oath and obligation freely without any mental reservation, purpose of evasion, or coercion.

If I violate any Law, Spiritual or Tribal, I agree to accept consequences as outlined within Sand Hill Indian Nation Tribal Law and documentation.

I affirm that I will always stand for Love, Truth, Peace, Freedom, and Justice."

ARTICLE 17 - CONSTITUTION

This Constitution shall become effective when signed by majority Lead Nation Council Women and Men Citizens below. It shall be filed with the Lead Nation Council Secretary or Red Chief of the Sand Hill Indian Nation and sacredly preserved as the fundamental law of the Sand Hill Indian Nation;

SO DECLARED, ACCEPTED, ACKNOWLEDGED & SEALED on

This 20 Day of August 2014,

(Red Chief)
Lance Red Hawk Sharp
Council Member Name

Council Member Name

Darius G. Bear
Council Member Name

Council Member Name

Ron [Signature]
Council Member Name

[Signature]
Council Member Name

Council Member Name
[Signature]

