

5-8-1973

Docket Entry 209 - Filed List of Tribal witnesses for Makah, Lummi and Quileute Tribes

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FILED IN THE
UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

MAY - 8 1973

EDGAR SCOFIELD, CLERK

By Edgar Scofield Deputy

7 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 UNITED STATES OF AMERICA, |
et al., |
10 Plaintiffs, | CIVIL NO. 9213
11 v. | LIST OF TRIBAL WITNESSES
STATE OF WASHINGTON, et al., | FOR MAKAH, LUMMI AND QUILEUTE
12 TRIBES
Defendants. |

14
15 Pursuant to the stipulated pre-trial schedule, the following
16 are the witnesses who will testify on behalf of the Makah, Lummi
and Quileute Tribes:

17 A. Order of Presentation.

- 18
19 1. Hilary Irving, Jr. (Makah)
20 2. Charles Peterson (Makah)
21 3. Hubert Markishtum (Makah)
4. John B. Finkbonner (Lummi)
5. Forest Kinley (Lummi)
6. Chris Penn (Quileute)
7. Hal George (Quileute)

22 B. Mode of Testimony.

23 All testimony will be given live in court.

24 C. Trial Time Required.

25 It is estimated that the direct testimony of
each witness will take approximately 30 minutes.

26 D. Summary of Testimony.

27 Each of the three Tribes will offer testimony of
28 two witnesses, including the following matters:

List of Tribal Witnesses - 1

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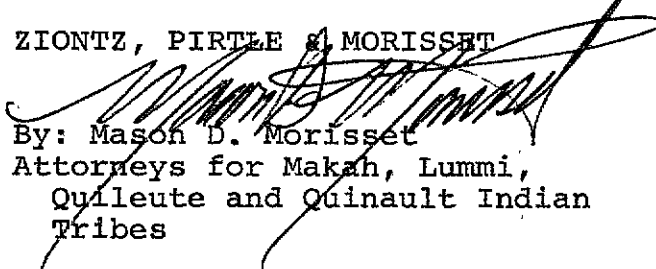
MORISSET

209

1. Role of fishing in the lives of tribal members historically and at present.
 - a. Economic Importance
 - (1) economic conditions and needs of the tribe and tribal members
 - (2) income derived from fishing
 - b. Cultural and religious importance of fishing
 - c. Approximate number of fishermen
 - d. Means utilized to fish
 - e. Fishing places
2. Tribal regulation of fishing.
 - a. Manner in which the tribe exercises its authority to regulate
 - b. Specific regulations of the tribe
3. Impact of state attempts to prohibit Indian fishing at the tribe's off-reservation usual and accustomed off-reservation fishing places
 - a. Specific incidents of enforcement activity
 - b. Extent of repression of Indian fishing
 - (1) economic costs
 - loss of equipment
 - loss of potential income
 - (2) social and cultural impact
 - (3) breakup of tribal life
 - c. Reasons tribal members continue to fish in spite of attempted state enforcement activity
 - d. Approximate number of Indians who would fish if the state did not prevent it

DATED at Seattle, Washington this 7th day of May, 1973.

ZIONTZ, PIRTLE & MORISSET

By: 
Attorneys for Makah, Lummi,
Quileute and Quinault Indian
Tribes

List of Tribal Witnesses - 2

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