

OFFICIAL HANDBOOK

Nez Perce Horse Registry

Rules and Regulations

Concerning the registration and transfer of horses registered with
the
Nez Perce Tribe

NP Resolution – NP-98-239

Approved April 28, 1998

Nez Perce Tribe

PO Box 365

Lapwai, Idaho 83540

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Rules and Regulations
Nez Perce Horse Registry
1996

BREEDING AND REGISTRATION GOAL

The Nez Perce Tribe is committed to adhere to the highly selective breeding standard practices and will continue to reestablish the breeding of Nez Perce Horses as noted by famous explorers, Lewis & Clark.

By practicing these standards the Registry desires to encourage the development of a performing horse of beauty and harmony, great endurance, mental and physical balance, and possessing an excellent character.

GENERAL REGISTRATION STANDARDS

Obedience, willingness to work and elegant, flowing and elastic movements are dominant characteristics of the Nez Perce Horse breed.

Small noble heads are desirable as they show nerve and energy. The neck should be set properly and of significant length. Withers should be pronounced clearly and visible, the shoulder should be long and sloping and the back should be medium length. The croup should be long, muscular and of oval shape. A deep and wide rib cage should be connected to a substantial frame, representing a horizontal rectangle with large joints.

The minimum size requirement for stallions as two and one-half year old are 14.2 in height with a heart girth of 70 inches and a cannon bone of 7 inches.

The minimum size requirements for mares are 14 hands in height with a heart girth of 68 inches and a cannon bone which approaches 6.5 inches.

RULE 1 – Membership

Any recorded owner of a registered Nez Perce Horse or individuals interested in Nez Perce Horses may become an associate member of the Registry by submitting an application and paying the required fees.

RULE 2 – Registration

Section 1 Requirements and Procedures for Registration

Foals resulting and descending from the exclusive breeding of the Nez Perce Tribe's four Akhal-Teke stallions or other Akhal-Teke stallions the Nez Perce Tribe may acquire or approve may be registered if the following requirements are met:

Horses that are or will be registered with the Nez Perce Horse Registry will have no more than 7/8 Akhal-Teke or no more than 7/8 Appaloosa Blood.

The sire or dam are registered with the Registry and all transfers of ownership have been recorded by the Registry.

The Registry has received a Stallion Report for the sire covering the year in which the horse was conceived.

An application for registration of the horse on a form provided by the Registry has been completed, signed by the appropriate recorded owner(s) (or by the person whom the recorded owner(s) has authorized in writing to sign the application) and filed with the Registry.

The registration fee has been paid

Section 2 Stallion Reports

On or before December 31st of each year, the recorded owner of each Nez Perce Horse stallion to which mares have been exposed during the calendar year, must complete, sign and mail to the Registry a stallion report for each stallion, on a form supplied by the Registry, listing all mares exposed to the stallion, whether they are in foal or not, and listing all dates of exposure. If the stallion report is not mailed on or before December 31 of the calendar year which it covers, the recorded owner must pay a late filing fee, may be charged for any reasonable costs and expenses that the Registry incurs in investigating the accuracy of the stallion report, and may be subject to the penalties.

Section 3 Approved Breeds

The other parent must be registered with an approved breed association. However, mares that are not registered with any approved breed association but owned by an enrolled Nez Perce Tribal member or other person(s) that own unregistered mares under special consideration will be approved prior to 2010.

Approved breeds include:

Appaloosa Horse Club of Moscow, ID.
Appaloosa Horse Club of Canada, Claresholm, Alberta, CANADA

Section 4 Blood Typing

The blood type of all stallions used for breeding must be on permanent record with the Registry. The blood will be obtained and typed in accordance with procedures prescribed by the Registry. The required fee must be paid to the Registry at the time the blood typing is requested.

All horses registered with the Nez Perce Horse Registry breeding stallions and mares shall be blood typed respectively.

Any questions of true parentage will be resolved by all means available to the Registry, including blood type testing of the horses involved. Any recorded owner of a horse must agree to permit such tests which will be at the expense of the owner of horses must agree to permit such blood typing of their horses.

Refusal by an owner to permit blood typing may result in cancellation of registration certificates and in the imposition of penalties.

Section 5 Names

Each animal for which registration is applied must be given an acceptable name which does not conflict with the name of any other animal registered with the Nez Perce Horse Registry, either living or dead. In addition, names may not be reserved. The following names are NOT eligible for use: (a) if they consist of more than twenty (20) letters – spaces (numbers cannot be used); or (b) end in filly or colt; or (c) are names of famous horses; or (d) are similar in spelling or punctuation to names already in use; or (e) are names of famous or notorious people unless notarized consent is filed with the Nez Perce Horse Registry; or (f) are suggestive or which have vulgar or obscene meanings; or (g) are similar in pronunciation to any of the above.

Section 6 Registration Numbers

The Registry will issue registration numbers in consecutive order, based upon the order in which the applications are processed by the Registry.

Section 7 Certificate of Registration

The original Certificate of Registration will be issued in the name of the recorded owner of the dam at the time of foaling and will display the breeder to be the recorded owner at the time the dam was bred. The recorded owner of the dam at the time she was bred may designate another person to be the breeder of a specific foal by completing and filing with the Registry an Assignment of Breeder and filing with the Registry an Assignment of Breeder Designation form. In that event, the Certificate of Registration will display the breeder to be the person or persons designated in accordance with the terms of the assignment form.

A Certificate of Registration is a certification of information contained in the records of the Registry.

Section 8 Authorizations

If anyone other than the registered owner or recognized lessee of a horse is authorized to sign any documents, a notarized statement signed by the owner or recognized lessee, giving specific details such as the authorized person's name and address as well as his signature, and the dates involved, must be on file with the Nez Perce Horse Registry. Authorization forms are available upon request from the Nez Perce Horse Registry. In cases of persons, partnerships, corporations, businesses and syndicates, a notarized statement must be on file listing the person or persons who may sign for that entity and the dates (beginning and ending) involved. The Nez Perce Horse Registry cannot accept the signatures of anyone other than the registered owner or the lessee as recognized by the Nez Perce Horse Registry without his authorization. This includes husbands, wives, parents, and children.

The Nez Perce Horse Registry will list ownership of jointly owned horses as "or" unless otherwise instructed on the registration application or transfer form. This ownership listing requires the signature of only one of the owners on all registration documents.

If the joint owners wish to be listed as "and", they must notify the Nez Perce Horse Registry by so listing on the registration application or transfer form. Where "and" is used, the signature of all owners is required on all registration documents.

If an owner dies, the Nez Perce Horse Registry must receive a certified copy of the Letter of Administration or Letters Testamentary and a certified copy of the death certificate before another person's signature can be accepted. Letters of Administration are issued when an estate is administered without a will. Letters Testamentary are issued when a will is probated; if there is no estate or will, the Nez Perce Horse Registry will accept a court-approved transfer of ownership on the horse in question and a copy of the death certificate. If an owner becomes unable to conduct his business, either an original or certified copy of any court order appoint a representative for such owner shall be on file at the Nez Perce Horse Registry before any request of the representative on behalf of said owner will be granted.

Section 9 Horses Not Eligible for Registration

The following horses are NOT ELIGIBLE for Registration in the Nez Perce Horse Registry:

Horses which show or are of albino, paint, pinto, pony, or draft horse breeding; the results of a breeding to a horse registered with a registry which allows such blood.

Deceased horses.

Parrot mouthed horses with undershot jaws which have not been gelded or spayed.

Cryptorchids, monorchids, or the offspring of such stallions which have not been gelded or spayed.

Horses photographed with artificial coloring or artificial characteristics, or which are otherwise misrepresented.

RULE 3 Transfer of Registration

Section 1 Change in Recorded Ownership

To transfer the recorded ownership of a registered horse, the recorded owner must complete and sign the transfer portion of the Certificate of Registration. Each person to whom the ownership is transferred is responsible for promptly sending to the Registry the completed and signed Certificate of Registration and paying the transfer fee.

Section 2 Transfer without Signature or Recorded Owner

Whenever legal title to a registered horse passes to another by reason of death of the recorded owner, by reason of foreclosure of any lien or by any order or decree of court, or otherwise of such horse to the new owner:

Upon order of a court of competent jurisdiction or other satisfactory proof of authority for the transfer;

Upon payment of the transfer fee and any reasonable costs and expenses of investigation; and

Upon satisfaction of such other requirements as may be defined by the Registry.

Section 3 Sale Without Certificate of Registration

If a registered horse is sold without the Certificate of Registration, the certificate must be surrendered by the recorded owner to the Registry for cancellation. The Registry will record such cancellation on its records.

RULE 4 Certificate Changes, Duplicate and Replacement Certificates, Pedigree and Cancellation Upon Death of Horse

Section 1 Duplicate of Certificate

To obtain a duplicate Certificate of Registration, the recorded owner must file with the Registry a completed affidavit, on a form provided by the Registry, satisfactorily explaining the loss of the original Certificate of Registration and pay the duplicate certificate fee. Upon approval by the Registry, a duplicate Certificate of Registration, so marked, will be issued to the recorded owner of the horse.

Section 2 Replacement Certificate

To obtain a replacement for a Certificate of Registration which has been torn, mutilated, soiled or otherwise defaced, but which is identifiable, the recorded owner must file the original Certificate of Registration with the Registry for identification and pay the replacement certificate fee. Upon approval by the Registry, a replacement Certificate of Registration will be issued to the recorded owner of the horse.

Section 3 Markings or Color Change

A recorded owner may request a change in the horse's markings or color as shown on the Certificate of Registration, along with an appropriate form provided by the Registry, and such additional information as may be required by the Registry. Upon approval by the Registry, an amended Certificate of Registration will be issued to the recorded owner at no charge.

Section 4 Castration

After a stallion is castrated, the Certificate of Registration with the date of castration noted and signature(s) of recorded owner(s) affixed or appended must be submitted to the Registry. The Registry will issue to the recorded owner, without charge, a new certificate showing the horse as a gelding.

Section 5 Pedigree

The Registry will prepare a pedigree (based upon its records) back through the fifth generation or to foreign records, whichever comes first, upon receipt of a written request and payment of the pedigree fee.

Section 6 Cancellation Upon Death of a Horse

Upon the death of a registered horse, its Certificate of Registration with the date of death noted and signature(s) of recorded owner(s) affixed or appended must be sent to the Registry for recording and cancellation. Upon request, the Registry will return the canceled Certificate of Registration to the recorded owner.

RULE 5 Denial of Application for Registration

Section 1 Request for Hearing

If the Registry denies registration of a horse, the Registry will notify the applicant in writing. The applicant may then request that the Registry hold a hearing on the denial. The request must:

Be in writing;

State all grounds and reasons upon which the applicant relies for the assertion that the horse should be registered, &

Be received by the Registry within 45 days after the mailing of the notice of denial of registration.

Section 2 Hearing

If a request for hearing is received in accordance with this Rule, a hearing will be held as provided. The applicant seeking registration of a horse will have the burden of proving that the horse qualifies for registration.

Section 3 Final Decision

If a request for a hearing is not made in accordance with this Rule, the denial of registration will be final. If a request for a hearing is made in accordance with this Rule, the Hearing Board will determine whether the horse will be registered.

RULE 6 Cancellation of Registration

Section 1 Procedures to Cancel Registration

The Registry may propose to cancel the registration of a horse if it finds that there are reasonable grounds to believe:

1. That the horse does not meet the requirements for registration; or
2. That the horse identified as the subject of a registration certificate is not subject of that certificate.

The Registry will advise the recorded owner in writing of any proposal to cancel the registration of a horse and the reasons supporting this proposal.

At the time of issuing a proposal for cancellation or at any time prior thereto when the Resident Officer finds reasonable grounds for such cancellation, the Resident Officer may temporarily suspend the Certificate of Registration of such horse, transfers of the Certificate of Registration for such horse and for such horse's progeny, and applications for registration of progeny of such horse, pending a decision by the Hearing Board of Registry. If a temporary suspension is imposed, the recorded owner of the horse will be notified in writing.

Section 2 Request for Hearing

If the Registry issues a proposal for cancellation of the registration of a horse, a request may be made to the Registry for a hearing on the proposal. The request must:

Be in writing;

State all grounds and reasons why the registration of the horse should not be canceled; and

Be received by the Registry within 45 days after the mailing of the notice of denial of registration.

Section 3 Hearing

If a request for a hearing is received in accordance with this Rule, a hearing will be held as provided by Rule 8. The Registry will have the burden of proving by a preponderance of evidence that the registration of the horse should be cancelled.

Section 4 Final Decision

If no request for a hearing is made in accordance with this Rule, the Registry may issue an order of cancellation. If a request for a hearing is made in accordance with this rule, a hearing will be held and the Hearing Board will determine whether the registration of the horse will be canceled. The decision of the Board will be final.

Section 5 Publication

Notice of any temporary suspension and of any cancellation of a certificate may be published in the Registry's newsletter and also in not more than three publications devoted primarily to the Nez Perce Horse Registry.

RULE 7 Disciplinary Proceedings

Section 1 Investigation

The Registry may investigate circumstances involving possible violations of these Rules and Regulations. After investigation, the Resident Officer will decide whether possible violations can be satisfactorily resolved by agreement for corrective action with the person involved or whether a notice of charges should be issued.

Section 2 Notice of Charges

After investigation, if the Resident Officer finds reasonable grounds to believe that any person has violated these Rules and Regulations, or has engaged in any misrepresentation, misconduct, or any other act involving in any adverse manner the purpose or good name of the Registry, the Resident Officer will mail to such person a notice of charges stating the wrong doings alleged to have been committed by such person. The charged person may submit a written answer to the charges within 45 days after the notice of charge is mailed. The Resident Officer may informally resolve any matters relating to a notice of charges prior to any hearing scheduled under this Rule by agreement with the charged person.

Section 3 Temporary Suspension

After investigation, if the Resident Officers issues a notice of charges to person, the Resident Officer may also temporarily suspend that person's use of Registry privileges pending a hearing and decision by a Hearing Board, if the Resident Officer finds that such suspension is necessary for the protection of third parties or of the Registry's purpose and good name. Notice of such temporary suspension will be mailed to the charged person.

Section 4 Hearing

After a notice of charges is given, the Registry will schedule a hearing as provided by Rule 8. The charged person will be notified of the date and place of the hearing by mail. The Registry will have the burden of proving all charges by a preponderance of evidence. The charged person will have the burden of proving any and all excuses and mitigating circumstances by a preponderance of evidence.

Section 5 Decision

The Hearing Board will determine whether the charged person is guilty or not guilty of any or all of the charges. If the person is found guilty, the Hearing Board may impose penalties provided for by Section 6. If the person is found not guilty, the charges will be dismissed. The Registry will notify the charged person of the Hearing Board's decision by mailing a copy of the decision to the charged person. Within twenty days after mailing of the decision of the Hearing Board, the charged person may file a written request with the Registry for changes in the decision. The Hearing Board will rule on the request, with or without hearing.

Section 6 Penalties

The Hearing Board may impose such penalties as it deems appropriate, including: denial of all or part of the Registry privileges; expulsion or suspension from the Registry (if such person is a member); refusal by the Registry to approve registration applications signed by or submitted by or on behalf of the person and all transfers of registration for horses owned on record by the person; public censure; or private censure. The Hearing Board may also impose any other penalty or restrictions on exercise of the privileges of the Registry which it deems proper in furtherance of Registry objectives as stated in the bylaws.

Section 7 Agents and Employees

If any person, acting as an agent of an owner or having horses owned by another in his care, custody or control, is found to have violated these Rules and Regulations, the Hearing Board may proceed against that person as provided for under these Rules. In addition the Hearing Board may direct that the Registry refuse to accept any registrations or transfers of Certificates of Registration for horses which are in such person's care, custody or control.

Section 8 Publication

Notice of the imposition of any penalties or temporary suspension of privileges of any person, other than private censure, may be published in the Registry's newsletter and also in not more than three publications devoted primarily to the Nez Perce Horse.

Section 9 Restoration of Privileges

A Hearing Board may restore privileges, including membership, to any person who has been denied privileges pursuant to this Rule, upon application and satisfactory showing by such person that restoration of privileges is warranted.

RULE 8 Hearings

Section 1 Impaneling Board

If a hearing is to be held under these Rules, or if a hearing on any matter is determined by the Registry to be desirable, the President of the Registry will appoint a Hearing Board. The Hearing Board will consist of not less than three Governing Members of the Registry, at least one of whom will be a Director of the Registry.

Section 2 Time and Place of Hearings

The Registry will designate the time and place of the hearing, which may from time to time be continued or rescheduled.

Section 3 Hearing Procedures

Persons who have been given notice of a hearing will be afforded the opportunity to appear in person or by counsel to present evidence in their behalf and to hear and refute evidence offered against them. The common law or statutory rules of evidence will not apply at the hearing, but the Hearing Board will determine the admissibility of evidence which is offered and the right to be given to the evidence admitted.

Section 4 Decision

The Hearing Board will make its decision following the hearing.

RULE 9 Records

Any person subject to these Rules and Regulations may be required to supply such information and documents as the Registry may determine to be necessary with respect to the registration of horses or the transfer of registration certificates. Complete and accurate records of breeding (hand breeding, artificial insemination and pasture breeding), embryo transfer, foaling and ownership must be kept in permanent form by owners of horses and these records must be available at all reasonable times for inspection by representatives of the registry. If the Registry determines that no systematic and satisfactory plan for keeping records is in use, or if no records are made available upon request, The Registry, after requesting compliance in written notice mailed to the person, may, for up to 45 days, temporarily refuse registrations or transfers of registration certificates from such owner until the records are complete. If, during that 45 day period, the owner fails to demonstrate that he has complied with the Registry's request for keeping and maintaining systematic and satisfactory records, the Registry may proceed against the owner under Rule 7.

RULE 10 Application of Idaho Law for Non-Liability of Directors and Officers

The Registry, its Directors, governing Members, Officers, members of committees, members of Hearing Boards, employees, representatives and agents will attempt to obtain true and complete information in connection with registration of horses, transfers of registration certificates, hearings, and all other matters relating to Registry activities. Except for proven intentional wrongdoing, neither the Registry nor its Directors, Governing Members, Officers, Committee members, Hearing Board members, employees, representatives, nor agents will be liable in any way, whether in damages or otherwise, for the issuance of any Certificates of Registration, for the transfer of any Certificate of Registration, for any disciplinary proceeding brought against or penalties imposed on any member or other person or for any other activities engaged in, by, or on behalf of the Registry. In addition, the internal laws of the state shall determine and control the liability of any Director of the Registry of any other person acting on a voluntary basis without compensation for the benefit of the Registry.

RULE 11 Privileges and Responsibilities of Members and Non-Members

All members of the Registry and all non-members who utilize the privileges of the Registry (i.e., by signing any portion of any document required for the registration of a horse or for the transfer of a Certificate of Registration and by requesting that a Certificate of Registration be transferred into their ownership) agree to be bound by, obey and follow all provisions of these rules and regulations, as amended from time to time, and all decisions and actions of the Registry. The term "Registry" as used in this Rule refers to the Nez Perce Horse Registry, its Board of Directors, Governing Members, Hearing Boards, Committees, Officers, representatives, agents and employees.

While the right or privilege of a member or non-member to seek judicial review of final Registry decisions or actions is recognized, all persons utilizing the privileges of the Registry agree, if unsuccessful in the attempt to overturn Registry decisions and actions or the provisions of these rules and regulations to

reimburse the Registry in full for its reasonable attorney's fees, court costs and other expenses in defense of the suit.

RULE 12 Notices

Any and all notices required or permitted under these Rules and Regulations will be deemed given on the date such notice is mailed to a person's last known address according to the Registry's records.

RULE 13 Exportation

Before a horse is sent, for any reason, out of the United States, Mexico or Canada (horses exported from Canada after December 31, 1991 will not be recorded by the Registry), the Certificate of Registration must be returned to the Registry to application of an Exportation Endorsement. The Exportation Endorsement will be issued provided that the following requirements are met:

The subject horse must be within the United States, Mexico or Canada (horses exported from Canada after December 31, 1991 will not be recorded by the Registry) at the time the Exportation Endorsement is requested;

The Certificate of Registration must be returned to the Registry. If the horse has been sold and the sale has been completed, the transfer portion of the certificate must be completed and a separate fee will be required. If no transfer is to be recorded (e.g. lease, sale on time payment, exhibition) the transfer portion should be left blank and the Certificate of Registration will remain in the name of the recorded owner;

The exporter must provide the destination country and the anticipated date of exportation;

The exporter must submit labeled, color photographs showing front, rear, and side views of the horse's markings to verify identity. The horse's markings must be congruent with the Registry's records; and

The applicable fee must be paid.

Once an Exportation Endorsement has been issued, or if the Registry becomes aware from other sources that a horse is not in the United States, Mexico or Canada, no transfers of ownership, color or marking changes will be recorded after the date of exportation. No duplicate or replacement Certificates of Registration will be issued until the horse returns to the United States, Mexico or Canada and its record is reinstated through the Re-importation procedure. Stallion reports will be recorded for all dated prior to exportation (both stallion and mare data) and foals born prior to exportation will be eligible for registration.

RULE 14 Re-Importation

When a horse registered in the Registry's records has been exported, and then is re-imported to the United States, Mexico or Canada, that horse's record must be reactivated. The Registry will reactivate the horse's record and issue a new Certificate of Registration provided the necessary requirements are met.

Section 1 For horses exported with an Export Certificate or an Exportation Endorsement issued by the Registry, the following requirements must be met:

The original foreign registration certificate and an export certificate from the foreign source registry must be submitted to the Registry. If the horse was exported but never registered in another studbook, the original Nez Perce Horse Registry Certificate of Registration and Export Certificate (or the original certificate with Exportation Endorsement affixed) must be submitted to the Registry;

If the current recorded owner(ship) is not indicated on either of the foreign registry documents, a separate document from the foreign source registry with this information must be provided;

The importer must submit labeled, color photographs showing front, rear, and side views of the horse's markings and/or newly completed markings from or verify identity. The horse's markings must be congruent with the Registry's records;

The importer must provided the date the horse was re-imported to the United States, Mexico or Canada;

The original Nez Perce Horse Registry Certificate of Registration and the Export Certificate (or the original certificate with the Exportation Endorsement affixed) must be returned to the Registry, if available; and

The applicable fee must be paid.

Section 2 For horses exported without an Export Certificate or an Exportation Endorsement issued by the Registry, the following requirements must be met:

The original foreign registration certificate and an export certificate from the foreign source registry must be submitted to the Registry. If the horse was exported but never registered in another studbook, the original Nez Perce Horse Registry Certificate of Registration must be submitted to the Registry;

If the current recorded owner(ship) is not indicated on either of the foreign registry documents, a separate document from the foreign sources registry with this information must be provided;

The original Nez Perce Horse Registry Certificate of Registration must be returned to the Registry, if available;

The importer must submit labeled, color photographs showing front, rear, and side views of the horse's marking and/or a newly completed markings form to verify identity. The horse's marking must be congruent with the Registry's records. If necessary, the horse may be inspected by a Registry representative to confirm its identity;

The horse must be blood typed and must qualify as an offspring of its recorded parents through blood type testing and/or the blood type must be congruent with any previous blood type on file with the Registry;

The importer must provide the date the horse was re-imported to the United States, Mexico or Canada and the applicable fee must be paid.

RULE 15 Amendment

Any rule or regulation promulgated hereunder may be repealed, modified, altered or amended and any new rule or regulation may be adopted at any regular or special meeting of the Board of Directors by a majority vote of the members of the Board.

RULE 16 Fees

All fees are to be paid in U.S. currency only.

MEMBERSHIP FEES/Associate fees
One Year \$25.00

RUSH FEE (MEMBERS ONLY, NON-REFUNDABLE)

Maximum 10 working days, add \$20.00

Maximum 48 hours to process, add \$50.00

	Member	Non-Member
Weanlings: Colts/Fillies 1-6 months	\$25.00	\$50.00
Weanlings: Colts/Fillies 6-12 months	\$40.00	\$70.00
Yearlings: Colts/Fillies 12-24 months	\$100.00	\$150.00
Two-Year-Old Colts/Fillies 24+ months	\$250.00	\$400.00
Gelding/Sprayed Mares, after 8/31 of weaning year	\$35.00	\$85.00
Transfer of Ownership (Including Application)	\$20.00	\$45.00
5 Generation Pedigree	\$20.00	\$30.00

BY-LAWS OF THE NEZ PERCE HORSE REGISTRY

ARTICLE I – IDENTITY, LOCATION, AND SEAL

- Section 1 - The Name of the association shall be The Nez Perce Horse Registry and its duration shall be perpetual and shall at all times be operated and conducted in accordance with the Revised Constitution and By-Laws, adopted by the General Council of the Nez Perce Tribe on May 6, 1961.
- Section 2 - The principal location and address of the Registry is the Nez Perce Indian Reservation.
- Section 3 - Definitions Wherever used herein, and unless otherwise indicated the following terms shall have the meanings indicated:
- A. Tribe: “Tribe” means the Nez Perce Tribe.
 - B. NPTEC: “NPTEC” means the Nez Perce Tribal Executive Committee.
 - C. Reservation: “Reservation” means the Nez Perce Indian Reservation.
- Section 4 - The purpose of The Nez Perce Horse Registry are:
- A. To establish, preserve, improve, standardize and promote the breed of horses now known as the Nez Perce Horse;
 - B. To establish, maintain and publish a registry for recording pedigrees and transfers of ownership of Nez Perce Horses;
 - C. To disseminate information to breeders, owners and friends pertaining to the breeding and raising of Nez Perce Horses;
 - D. To do all things appropriate to encourage a public understanding of the highly selective horse breeding standards of the Nez Perce Tribe and to reestablish a strain of horse reflective of the reknowned historical Nez Perce horses;
 - E. To provide employment opportunities for Nez Perce Tribal members through tribal preference and TERO initiatives;
 - F. To develop economic, cultural, natural and human resources of the Nez Perce Tribe;
 - G. To develop other activities associated with the operation of the Registry.
- Section 5 - The Seal of the Registry shall be in form of a circle and shall have inscribed thereon the name Nez Perce Horse Registry established 1997.
The seal shall be imprinted on the lower left hand cover of the issued Certificate of Registration.

ARTICLE II – MEMBERSHIP

- Section 1 - Any person who is an owner of a Nez Perce Horse which is eligible for registration or any person who proves his or her interest in this strain of horses and in the aid or the Registry, may become a member by submitting an application and paying the required annual membership fee.
- Section 2 - Membership fee shall be \$25.00 annual dues. The membership is non-transferable.
- Section 3 - Members shall have the privilege of reduced fees.
- Section 4 - All money received from registration fees, certificate of membership, transfers, etc., is to be used to further the business of the Registry by providing employment, advertisement, promotion, etc.

ARTICLE III – BOARD OF DIRECTORS

- Section 1 - The property, funds and affairs of The Nez Perce Horse Registry shall be directed by the Chairman, Vice-Chairman, Secretary, and Treasurer of the Nez Perce Tribal Executive Committee.
- Section 2 - The Board of Directors shall consist of the appropriate subcommittee of, and the Nez Perce Tribal Executive Committee unless, and until, such time that NPTEC appoints a replacement Board of Directors.
- Section 3 - The Board of Directors shall be authorized to execute all the required correspondence, documents, and applications for grants.
- Section 4 - The Board of Directors shall be authorized to disburse funds accordingly based upon sales of horses and fees.
- Section 5 - The Board of Directors shall administer the Nez Perce Horse Registry in such a way as to regard all staff employees of the Nez Perce Tribe. As such, the Nez Perce Policies and Procedures and the Nez Perce Tribal Finance Manual shall apply to the Nez Perce Horse Registry Staff.

ARTICLE IV – ELIGIBILITY FOR REGISTRATION OF HORSES, FEES AND TRANSFERS

The Regulations concerning the registration of horses by the Nez Perce Horse Registry have been codified as follows:

The registration and transfer rules and the fees for all services rendered have been established by the Nez Perce Tribal Executive Committee and are listed in the Official Handbook, Nez Perce Registry, Rules and Regulations concerning the registration and transfer of horses registered with the Nez Perce Tribe.

ARTICLE V – AMENDMENTS

- Section 1 - Any rule or regulation promulgated hereunder may be repealed, modified, altered or amended and any new rule or regulation may be adopted at any regular meeting of the Board of Directors by a majority vote of the members.

IN WITNESS WHEREOF the Nez Perce Tribal Executive Committee hereto have executed these By-Laws of the Nez Perce Horse Registry.

Nex Perce Tribal Executive Committee

Samuel N. Penny, Chairman

Carla Higheagle, Secretary

NP 98-239

RESOLUTION

WHEREAS, the Nez Perce Tribal Executive Committee has been empowered to act for and in behalf of the Nez Perce Tribe, pursuant to the Revised Constitution and By-Laws, adopted by the General Council of the Nez Perce Tribe, on May 6, 1961 and approved by the Acting Commissioner of Indian Affairs on June 27, 1961; and

WHEREAS, the Nez Perce Tribe has developed a strong organizational structure to provide for economic, cultural and social development of tribal economies that build upon the local resources, knowledge and culture of traditional tribal economies; and

WHEREAS, the Nez Perce Tribe, historically, were the only known group of people indigenous to North America who, after becoming a society revolving around a horse culture, selectively raised horses that stood up to tests of racing, endurance and stamina resulting in an economy that flourished with the demand for their horses and also resulted in acclaim of legendary proportions throughout the world; and

WHEREAS, the Nez Perce Horse Registry is a unique horse breeding and sales program, focused on community activities that has resulted in members of the Nez Perce Tribal Community being involved in the development and implementation of the program.

NOW, THEREFORE BE IT RESOLVED, that the Nez Perce Tribal Executive Committee does hereby authorize the Nez Perce Horse Registry, that is committed to adhere to the highly selective breeding standard practices and will continue to re-establish the breeding of Nez Perce Horses as noted by famous explorers, Lewis & Clark; and

BE IT FURTHER RESOLVED, that the Nez Perce Horse Registry desires to encourage the development of a performing horse of beauty and harmony, great endurance, mental and physical balance, and possessing an excellent character; and

BE IT FURTHER RESOLVED, that the Nez Perce Tribal Executive Committee Chairman and Secretary shall be authorized to execute all the required correspondence, documents, and grant applications to implement the Nez Perce Horse Registry; and

BE IT FINALLY RESOLVED, that the Nez Perce Tribal Executive Committee Treasurer shall be authorized to disburse the funds accordingly, based upon the generation of fees and the approved budget.

NP 98-239

CERTIFICATION

The foregoing resolution was duly adopted by the Nez Perce Tribal Executive Committee meeting in Regular Session, April 28, 1998, in the Richard A. Halfmoon Council Chambers, Lapwai, Idaho, a quorum of its members being present and voting.

BY:

Carla HighEagle, Secretary

ATTEST:

Samuel N. Penney, Chairman