U.S. POSTAGE
BULK RATE
PERMIT NO. 2
WARM SPRINGS, OR.

Spilyay Tymoo

Coyote News

VOL. 2 NO. 22 WARM SPRINGS, OREGON 97761 OCTOBER 28, 1977

It's easy to get distracted from your job on a Saturday afternoon in autumn. Actually Keith Scissons and Tommy Strong (rear) had volunteered to rake leaves so they'd have something to toss around and jump in. (CDS Photo)

Work Under Way On Water System

Several miles of pipe has already been laid since work began on the Simnasho-Schoolie Flat water system Monday, October 17. Work began just a month after voters approved the project in a September referendum election.

When completed, the new system will supply domestic water to the drought-affected water system now in existence.

According to project engineer Don Rohde of Tenneson Engineering, a second well is being drilled at Beaver Creek, the site of the new pump station and treatment facility.

Six-inch PVC pipe will run from the Beaver Creek Site to the new 100,000 gallon reservoir at Simnasho. The new reservoir will be constructed approximately 25 feet above the existing one.

Line will then be run down along the road past the church to a booster pump station where it will boost the pressure up to an elevation of about 3,000 feet to the second 100,000 gallon reservoir about one-and-a-half miles east of the Simnasho Cemetery.

Line will then run south from there and connect into existing pipe to serve the Schoolie Flat area.

Rohde estimates that the new water system will have the capacity to serve at least 200 homes.

It is anticipated that the Simnasho portion of the project will be completed by the end of December and, weather permitting, the total project is scheduled for completion by January or February.

(See Photo on Page Two)

Pepsi-Cola Pro-Am This Week-end

About a dozen Warm Springs golfers will be playing in the Pepsi-Cola Pro-Am Tournament at Kah-Nee-Ta this weekend. Shotgun starts are tentatively planned for 9:00 a.m. Saturday October 29 and 1:00 p.m. Sunday, depending on the weather.

The Kah-Nee-Ta Golf Association will have a concession both days, offering chili, hot dogs, and beverages to golfers and spectators.

Parents Meeting Set

A meeting of interested parents has been scheduled for Wednesday, November 9, at the Warm Springs school library. The meeting has been arranged with the convenience of parents in mind and will be from noon to 1 p.m. Those who plan to attend are urged to bring a sack lunch.

The quest speaker will be Felix Wallulatum who will discuss how to teach "deep culture". He will specifically address the historical aspect of Indian Culture and why things were done the way they were, according to Tony Miller, school principal.

Miller explained that these parent meetings are set up to encourage more Warm Springs parents to take part in school activities and to help better school-community communication.

back to 1953 . . .

Special Tax Refund Possible Under New Law

It appears that a good number of Oregon Indians will be receiving an unexpected financial bonus as a result of recent legislation which became effective this October.

A new state law entitles eligible tribal members to apply for a refund on any taxes they paid to the State of Oregon as far back as 1953.

Provisions in the new law stipulate that to be eligible for a refund you must (1) be an enrolled member of a recognized American Indian Tribe (2) have earned income within the boundaries of a then active Indian reservation in Oregon (your reservation), and (3) have paid taxes to the State of Oregon on the income earned.

Enrolled tribal members of the Warm Springs Reservation who were living here and whose income was earned within the boundaries of this reservation, and who paid state taxes on income earned on or after January 1953, are entitled to a refund.

Since 1973, tribal members residing here have been receiving refunds yearly on state taxes withheld from their income. And many filed a claim for refunds going back to 1969 following an opinion issued in 1973 by the Attorney General. The opinion was pursuant to the decision handed down in the McClanahan vs. Arizona State Tax Commission, according to Tribal Attorney Dennis Karnopp.

But that refund was for just the preceding three years, or back to 1969 if the claim was filed in 1973. "This new law will make it possible for eligible tribal members to receive a refund on any state taxes they paid for an additional 16 years (back to 1953)," noted Karnopp. He added that it could also benefit those who had failed to file their three-year refund claim back in 1973 or 1974.

Bruce Bishop of the Commission on Indian Services in Salem remarked that claims could be filed by personal representatives of deceased individuals who qualified for the refund. He added that no provision had been made for the payment of interest on the tax payments to be refunded.

Although the new law (SB 1094) could represent a fairly sizeable check to many living here, it should be of special interest to Umatillas and to members of other Oregon Indian tribes who no longer reside on recognized reservations. And it applies to those now living off their reservation, but who did live and earn money on their reservation and from which state taxes were deducted.

According to the law, for those who meet the qualifications, a claim for refund may be made any time prior to June 30, 1982.

The following is a copy of the bill as signed by the governor:

SENATE BILL 1094
AN ACT

Relating to personal income taxation.
Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 2 of this Act is added to and made a part of ORS chapter 316.

SECTION 2. (1) Any income derived, on or after January 1, 1953, from sources within the boundaries of a then active Indian reservation in Oregon by an enrolled member of a federally recognized American Indian tribe residing on the Reservation of his tribe at the time the income was earned, is exempt from tax under this chapter.

(2) If income exempt from tax under this section has been included on a personal income tax return or a withholding report or return resulting in a tax paid to the State of Oregon, the taxpayer or a personal representative or interested person defined in ORS 118.005, may apply for a refund of any tax paid on such income. Notwithstanding ORS 314.415 and 316.192, a claim for refund may be made any time prior to June 30, 1982.

(3) A copy of the return, evidence of withholding or payment of the tax, and an extract from the tribal rolls or other documentary proof of the taxpayer's enrolled status for each year for which a refund is claimed, and such additional proofs as may be required by the Department of Revenue, shall be attached to any application for refund made under this section.

(4) Payment of any refunds under this section shall be made by the Department of Revenue from the working balance of unreceipted revenue retained for the payment of income tax refunds pursuant to ORS 316.502.

Temperatures

OCT	HIGH	LOW	PCP
14	74	38	0
15	75	37	0
16	75	46	0
17	75	46	0
18	79	36	0
19	70	51	0
20	66	33	0
21	68	40	0
22	67	30	0
23	68	48	0
24	78	38	0
25	56	46	.08
26	57	40	.03
27	53	28	0