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Spilyay Tymoo

Coyote News



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Amended livestock ordinance tough on owners

by Donna Behrend

Livestock stepping through fences into the residential areas have also been wandering through large loopholes in the Tribal range ordinance. Tribal Council made an attempt to plug those loopholes when they unanimously passed an amendment to ordinance No. 33 this week.

On recommendation from the Law and Order Committee, Council has made it easier to identify and prosecute livestock owners whose animals stray into the community areas. The amendment clears up some of the vagueness of the original ordinance, which failed to solve the longstanding livestock problem. Community residents who have suffered property damage under the hooves of uncontrolled animals are hopeful that the new ordinance has been given a new set of teeth.

The committee recommended 1) that the Natural Resources department have authority to seize livestock in community areas, (in the original ordinance the Police department had full responsibility) 2) that individuals be completely responsible for their animals if they roam about, 3) that Kah-Nee-Ta Resort be considered a "closed" area, 4) the fine be increased from \$5.00 plus \$1.00 per animal per day to \$25.00 plus \$2.00 per animal per day plus restitution to property owners.



A DAILY DOSE- Livestock will hopefully cease making their destructive daily visits to areas around the Warm Springs community which have led to destroyed sprinkling systems, lawns and gardens. Tribal Council voted unanimously to approve amended Ordinance 33 which will make owners assume complete responsibility for their animals

Spilyay Tymoo photo by Stowell

Tribal attorney Owen Panner presented a 15 page, 10-point ordinance which would have brought all existing livestock ordinances under one. It would have replaced ordinances 16, 33, 43 and 55. However, the Tribal Council instructed Panner that they wanted the ordinance to be more specific in solving problems in specific areas and that they preferred to have

ordinance number 33 amended.

Panner returned the following week with a revised ordinance, but Council preferred the Law and Order Committee's draft, so are using Panner's preamble only.

Ordinance Explained

Amended, Ordinance 33 identifies specific closed areas

as the "Kah-Nee-Ta Complex" and the "Warm Springs Community". Any livestock found within those areas will be deemed "at large" and subject to seizure and disposition.

As stated in the ordinance, livestock owners will be completely responsible to see that their animals do not enter or remain within the closed

areas. They will also be financially responsible for any damage done by their livestock.

A problem that arose with the original Ordinance 33 was that the Police and Natural Resources departments were unsure of who had the authority to seize animals that were at large. But with this amendment the Council has directed that the Natural Resources department seize any livestock found in violation the Ordinance.

Upon seizure of any livestock, the tribal prosecutor will file a complaint in tribal court, listing time and place of seizure, a description of each animal and the owner's name, if known. After the complaint is filed, then the court will issue a summons, specifying a time and date for a hearing which is not to be less than three days nor more than seven days after the complaint is filed.

However, if a non-Indian's property is damaged, he must file a complaint with Special Agency Officer Homer White Buffalo. He in turn will present the complaint to the magistrate court in Bend. If the owner of the livestock cannot be identified then the summons will be posted at the tribal court, the post office and at the tribal administration building.

Seized livestock can be claimed by the owner prior to the hearing by depositing to the court the stated fine. The

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Tribes select Austrian firm to build hydro equipment

The Confederated Tribes of Warm Springs this Wednesday signed a \$5.1 million contract with Voest-Alpine International for the design, construction and delivery of a bulb turbine and generator for the Tribes' hydroelectric project at the Pelton reregulating dam.

The selection of a firm and finalization of the contract is considered an important

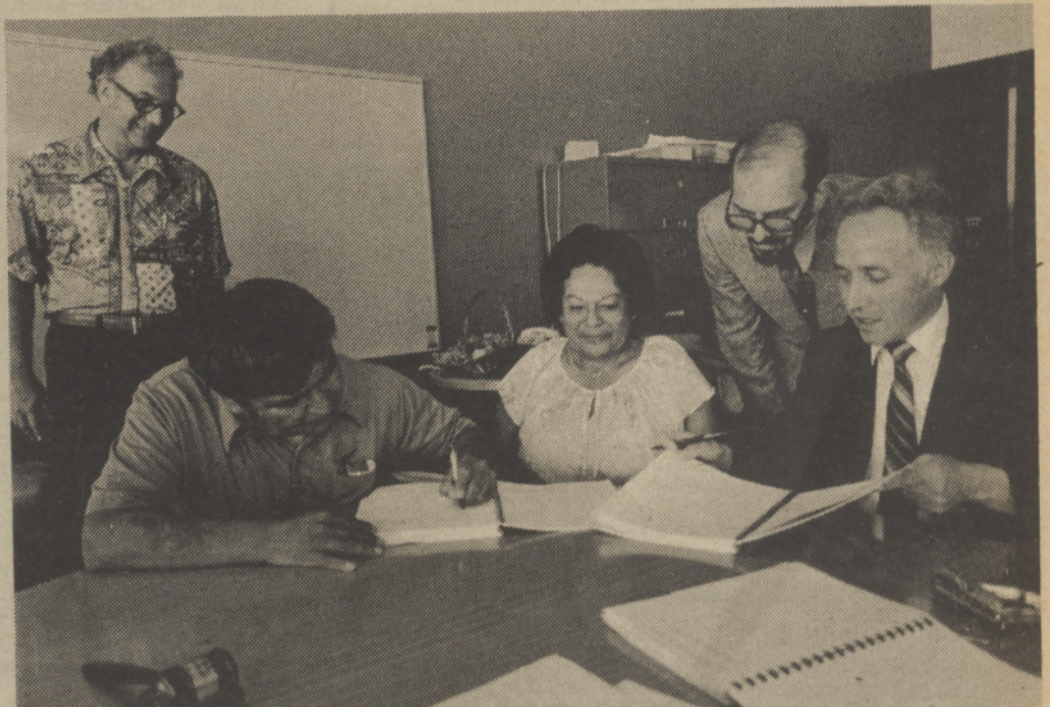
accomplishment because of the time involved in designing and building such specialized equipment. It is a crucial step because this item will govern how soon the project will be completed, explained project engineer Jerry Dibble.

Voest-Alpine was selected over other firms on the basis of efficiency, price and length of time to deliver, according to Dibble. He noted also that this outfit is experienced in designing and building the kind of turbine the Tribes are ordering and that two are already in operation, one at Idaho Falls and another on the Danube.

Prior to the formal signing of the contract, a special luncheon was served to the participants in Council chambers. The Austrians, Dr. A.W. Reichling and Erich Kastner were particularly impressed with the tasty fried bread, helping themselves to several servings. Kastner remarked that they have a similar bread back home but that it is filled with marmalade.

Dr. Reichling signed the

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FORMAL AGREEMENT-Signing the \$5.1 million contract August 22 was Voest-Alpine representative Dr. A.W. Reichling (right) who was accompanied by Assistant Sales Manager of Finished Products Erich Kastner. Tribal Council Chairman Gene Greene (left) and Acting General Manager Edith Danzuka (center) signed for the Confederated Tribes. Observing is tribal Administrative Branch Manager Doug McClelland who has put in a great deal of work on the hydroelectric project.

Spilyay Tymoo photo by Rangila

Weather

August	HI	LOW
10	100	61
11	92	58
12	95	56
13	77	69
14	79	61
15	86	54
16	84	56
17	85	56
18	83	50
19	65	61
20	73	52
21	80	58
22	83	59