



The cat that survived the flames as a fire completely destroys Tony Gilberts trailer house in Dry Creek Saturday morning October 30, 1982. Firemen answered other calls over the weekend. Spilyay Tymoo photo by Miller

## Cat survives flames

Early morning fire destroys Tony Gilbert trailer home in Dry Creek on October 30. Firemen answered a 6:30 a.m. alarm on Saturday, but by the time they arrived at the scene, the house was completely engulfed, out of control and too far gone to do any good or save anything.

The cause of the fire is unknown at this time and is still under investigation. It is believed that cooking appliances may have been the cause of the fire but that is just speculation.

During the mop up process firemen uncovered a cat which survived the intense flames.

The cat badly burned and hair singed off and seemed to be in pretty good condition despite surviving the fire. There was nothing anyone could do but watch the house burn down as the flames swept through the entire house in no time at all.

In another fire alarm volunteer fire men answered a call to the Howard Tewe residence in the west hills housing area to distinguish a kitchen flame which was controlled immediately. This fire was blamed on cooking appliances as the fire centered in the kitchen area. There were no estimated damages in either fire however the Tony Gilbert home was a total loss.

## Indian water rights cases up for review by supreme court

**Boulder, Colorado:** Three major Indian water rights cases have been accepted for review by the United States Supreme Court this term. The unprecedented number of cases involve nineteen Indian tribes in the states of Arizona, California, Montana and Nevada. The outcome of the court's decisions will have major significance for Indian tribes throughout the country, and particularly those in the West. Supreme Court review in two of the cases is extremely disturbing because the Indians won favorable decisions in the lower courts. The third case is an original action in the Supreme Court.

One of the cases deals with the issue of whether Indian water rights should be determined in state courts or federal courts. Indian property rights traditionally have been decided in federal courts. Indians fear that they would be treated fairly in state courts where judges are elected officials. The Indian position in favor of federal jurisdiction prevailed in a set of February decisions by the Ninth Circuit Court of Appeals and those decisions will now be reviewed by the Supreme Court. The Fort McDowell Mohave-Apache Tribe and the Northern Cheyenne tribe have been and will continue to be represented

by the Native American Rights Fund (NARF) in the matter.

The second case for review by the Supreme Court involved the Pyramid Lake Paiute Tribe and their long-standing battle to restore the once-famous Pyramid lake fishery. The case involves the Tribe's right to sufficient water to maintain its fishery despite an early 1900's decree which failed to award the Pyramid Lake Paiutes the right for this purpose. The early decree was the result of a judicial proceeding in which the Tribe was represented by the United States, who failed to assert that right. The recent Ninth Circuit upheld the Tribe's right to bring the claim regardless of the early decree. The Supreme Court will review the Ninth Circuit's decision. The Pyramid Lake Paiute Tribe is represented by NARF and private counsel.

The third case involves fire tribes in Arizona and California who seek to reopen a 1963 Supreme Court decree in order to claim water for lands which were not considered in the initial proceeding. The 1963 decree came in an historic action to determine water rights in the Colorado River. The case was originally filed in the Supreme Court because it involved a suit by one state against another. In the proceeding to reopen the decree, a special master was

appointed by the Supreme Court to hear the evidence and arguments of the tribes and to report his finding to the Court who will make the final decision. The case potentially could establish a favorable precedent for tribes with water rights previously adjudicated in proceedings in which their rights were not fully asserted. The Native American Rights

Fund represents the Cocopah and Chemehuevi Tribes in the matter.

Oral arguments in each of the three cases are expected to take place in early 1983. Final decisions should be rendered during this Supreme Court term which will end next August.

John Echohawk, Executive Director for the Native

Americans Rights Fund, stated that these upcoming decisions of the Supreme Court will have important implications for all western tribes with water rights claims. "How the Supreme Court decides these cases will impact the most valuable resource the tribes have in addition to their land," he said.

## Loans available for weatherization

Salem—When winter's chill hits your pocketbook, it's time to weatherize!

Free home energy audits and financial incentives are available to all Oregon Households, regardless of how the home is heated, according to the Oregon Department of Energy (ODOE).

"The 1982-83 heating season is here and the cost of all types of home heating fuel—electricity, natural gas, fuel oil

and wood—is likely to increase. The best way to reduce fuel bills is to make sure your home uses energy efficiently, and that means insulation, storm windows, caulking and weatherstripping and heating system efficiency.

Oregon's newest weatherization incentive program offers free home energy audits to all homeowners who heat with oil or propane. Those homeowners are eligible for a state-

sponsored 6.5 percent weatherization loan for measures recommended in the audit. The loan can cover the cost of a new, high-efficiency oil burner.

The oil heat program, approved by the 1981 legislature, has completed more than 4,800 home energy audits since early this year. More than 500 households have used the state low-interest financing for weatherization measures.



Approximately 150 people received tips on saving energy during an energy fair held October 27 at the administration building. The fair was sponsored by the Warm Springs Extension department, the housing and Jefferson County S.A.V.E. Because of economic conditions many people interested in saving money on fuel costs stopped by the display where questions were answered and suggestions on insulating were given.

Spilyay Tymoo photo by Shewczyk

### Senior Nutrition Program

## November 1983

Tuesday

Thursday

- 2) Pork Roast  
Mashed Potatoes & Gravy  
Green Salad  
Fresh Fruit  
Orange Juice  
Rolls
- 16) Roast Beef  
Potatoes  
Spinach  
Green Salad  
Grapes  
French Bread
- 23) Ham  
Sweet Potatoes  
Broccoli  
Relish Dish  
Orange Juice  
Home Made Biscuits
- 30) Short Ribs & Dumplings  
Oven Fried Potatoes  
Cauliflower & Carrots  
Enriched Bread  
Pears  
Fortified Pineapple Juice

- 4) Meatloaf  
Potatoes & Gravy  
Carrots & Cauliflower  
Cole Slaw  
Fresh Fruit  
Fortified Apple Juice  
Whole Wheat Bread
- 9) Pork Chops  
Baked Potatoes  
Applesauce  
Carrot & Raisin Salad  
Enriched Bread
- 11) Veteran's Day  
No Meal
- 8) Red Beans & Ham  
Oven Fried Potatoes  
Cole Slaw  
Pear-Grape Juice  
Pear-Grape Juice  
Fried Bread
- 25) Thanksgiving