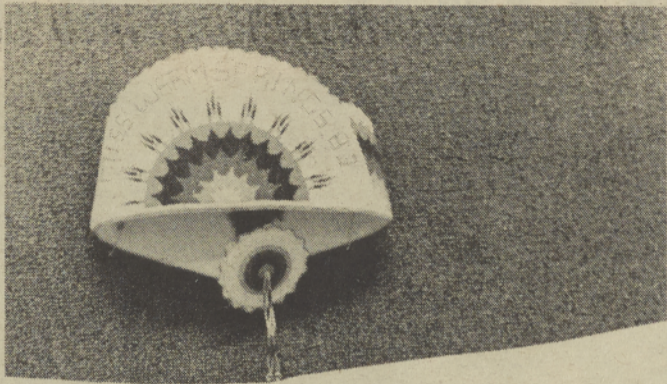


# Seeking Miss W.S.



## Miss Warm Springs

# 1983



The Miss Warm Springs Pageant is special this year because it will be the selection of the 10th Miss Warm Springs. The pageant has been scheduled for Tuesday, December 28, at the Agency Longhouse.

It could be the opportunity of a lifetime for the young woman who is chosen to represent the Tribe throughout 1983. Past Miss Warm Springs' have said that the experience was enriching and a time of personal growth and awareness for them.

Young women from 18-25 are encouraged to pick up an application form and to begin making preparations for the December 28 pageant. So far, only four contestants have signed up.

Special invitations have been sent to former Miss Warm Springs' and to all the Little Miss Warm Springs girls. Many have worked hard to make the evening special.

Dinner will be served at 6 p.m. On the agenda is a farewell speech and dance of the outgoing Miss Warm Springs, Lyda Scott, a few words from each of the former Miss Warm Springs', dancing by all the Little Miss Warm

Springs girls, judging of the contestants and presentations.

It is said that, as Miss Warm Springs, you will learn, you will teach and share, you will have lots of fun and make many new friends during your reign. And it is an honor.

To be eligible, contestants must be 18 to 25 years of age. She must never have been married or have dependents. She must be a member of the Confederated Tribes of Warm Springs and have lived on the reservation for at one year.

Contestants will be judged on their appearance, poise and personality, and a 3 to 5 minute talent presentation. The talent can be a choice of either modern or traditional. Also judged will be dancing abilities and interviews with the judges. She will also have a 3 to 5 minute speech presentation of herself.

Application forms may be picked up at the Tribal Council office, at the Culture and Heritage Program office, from Aurolyn Eagle Speaker in accounting or at the Personnel office. Deadline for applications is December 24.

YIKES!!  
YIKES

## Toe Ness

YIKES!!  
YIKES!!

There was this new bride who decided to put a piece of her wedding cake under her pillow for good luck. But the only thing she woke up with the next morning was a crumb. YIKES

SS SS SS

There was this bride-to-be who received a package with a note which read: "Wear this on your wedding night and you'll knock him off of his feet." The bride to be was searched through the tissue paper and found nothing." YIKES

SS SS SS

CONFUCIUS SAY: "Some men, like alarm clock....always wound up at bed-time!" YIKES

SS SS SS

Saturday night is when all the girls sow their wild oats, and on Sunday they **pay** like heck for crop failure. YIKES

SS SS SS

# Public Notice

The Portland Area Office of the Bureau of Indian Affairs announced that the United States will **not** initiate litigation to recover money damages for several types of claims for which litigation will shortly be barred by the Federal Statute of Limitations (28 U.S.C. 2415). During the past several years numerous potential claims involving the acquisition of "forced" fee patented title from Indian allottees and unapproved rights of way over Indian land were uncovered and investigated. The Statute of Limitations barring these claims has been extended several times. It now prohibits the United States from initiating litigation to recover pre-1966 damages on behalf of Indian claimants after December 31, 1982.

Two categories of claims involve the acquisition of valid title to Indian land. First is the so-called "forced" fee patent claims whereby a fee patent was issued to an Indian for his allotment without that individual making an application or consenting to its issuance.

The Department of Justice has indicated that in "forced" fee cases the recovery of damages is merely ancillary to the claim to establish Indian title to the land. Under such circumstances it has been determined that it would be inequitable to initiate litigation to recover both title and damages and, if damages were awarded, the award would be minimal.

Due to a likelihood that substantial damages could not be recovered in these cases, litigation to recover damages will not be requested. However, all claims to establish Indian title will be reviewed and evaluated to determine whether the United States should request litigation seeking to confirm the Indian title to the land. Such litigation is not barred by the Statute of Limitations.

The other type of claim occurred when the trust title to an allotment was conveyed in fee without the consent of all Indian heirs of the allottee. These are known as "Secretarial Transfer" or "Sale Without Full Consent" claims. On August 20, 1979, it was determined that the United States would not initiate litigation to recover past damages for this type of claim.

The Bureau has identified many roads on several Indian Reservations which were established without a right of way first being acquired in accordance with the Federal laws governing Indian lands. These roads often provided the only means of access to Indian properties and the majority of the rights of way were found to increase the value of the land that they crossed. The Justice Department has indicated that it would not pursue those claims where there was no evidence of significant damages.

A review of these claims indicated that in most cases the benefits conferred by the road substantially offset any damage caused by the road. This resulted in nearly all of the road right of way cases being dismissed from the Statute of Limitations program. The Bureau of Indian Affairs officials have been directed to cure the problem by seeking to validate the rights of way under Bureau regulations. Those regulations require Indian consent to the issuance of rights of way in most circumstances.

A listing of the Forced Fee, Secretarial Transfer, Right-of-Way and miscellaneous Statute of Limitations damage claims for the Warm Springs Indian Reservation and the Burns Public Domain Allotments which have been dismissed follows. If you have any questions, please contact the Superintendent at the Warm Springs Agency, PO Box B, Warm Springs, OR 97761.

### BURNS

CASE NUMBER TYPE CODE GENERAL TYPE DESCRIPTION

- PO9-144-003 TP-JHB Trespass Indian Beaver Burns Allot 14 Road R/W Claim
- PO9-144-004 TP-JHB Trespass Jim Gill Burns Allot 20 Road R/W Claim
- PO9-144-005 TP-JHB Trespass Indian Quetawker Burns Allot 31 Lower Harney Rd. R/W
- PO9-144-006 TP-JHB Trespass Humpy Oits Burns Allot 36 Lower Harney Rd. R/W
- PO9-144-007 TP-JHB Trespass Rosie Washington Burns Allot 76 Lower Harney Rd. R/W
- PO9-144-008 TP-JHB Trespass Billy Washington Burns Allot 77 Lower Harney Rd. R/W
- PO9-144-009 TP-JHB Trespass Road Right of Way Susie Pete Burns Allot No. 104
- PO9-144-010 TP-KHD Trespass Indian Johnnie Burns 54 Road Right of Way
- PO9-144-011 TP-KHD Trespass Burns-Crow Camp Road (Rye Grass Lane) Right of Way

### WARM SPRINGS

CASE NUMBER TYPE CODE GENERAL TYPE DESCRIPTION

- PO9-145-010 TP-KHD Trespass W-300 Road Right of Way
- PO9-145-011 TP-KHD Trespass W-408 Road Right of Way
- PO9-145-012 TP-KHD Trespass Sec. 16-RFE-T6S Abandoned Road Right of Way
- PO9-145-013 TP-KHD Trespass Route 11 Extension Road Right of Way
- PO9-145-014 TP-KHD Trespass B-220 Road Right of Way
- PO9-145-015 TP-KHD Trespass M-312 Road Right of Way
- PO9-145-016 TP-KHD Trespass P215 Road Right of Way
- PO9-145-016 TP-KHD Trespass P-215 Road Right of Way
- PO9-145-017 TP-KHD Trespass P-320 Road Right of Way
- PO9-145-018 TP-KHD Trespass Route 241 Extension Road Right of Way
- PO9-145-022 TI-FFP Title Claim Forced Fee Patent-Louis Gerand-Allot No. 630
- PO9-145-023 TI-FFP Title Claim Forced Fee Patent Thomas Gerand Allot No. 635
- PO9-145-024 TI-FFP Title Claim Forced Fee Patent-James Scott Allot No. 120
- PO9-145-025 TI-FFP Title Claim Forced Fee Patent-Frank Bennett Allot No. 640
- PO9-145-026 TI-FFP Title Claim Forced Fee Patent-Annie Smith Allot No. 356
- PO9-145-027 TP-BDS Trespass Dan Macy Trespass

CASE NUMBER TYPE CODE GENERAL TYPE DESCRIPTION

- PO9-149-001 TI-RSU Title Claim Laura VanPelt-Allotment Sold W/O Bureau Approval
- PO9-149-002 TI-FFP Title Claim Indian Mary-Improper Sale of Trust Land

### SUBSCRIPTION TO SPILYAY TYMOO

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### SUBSCRIPTION RATES: ONE YEAR \$6.00

All Warm Springs tribal members will receive the **Spilyay Tymoo** at no cost. **Spilyay Tymoo** is published bi-weekly by the Confederated Tribes of Warm Springs.