SPILYAY TYMOO



Art Mitchell dances with Tamera Coffee during an honor dance at the honor pow wow held at Simnasho Longhouse March 11. Mitchell is the new sub-chief of the Native American Veterans Association. Coffee was stationed in the mid-East during the Gulf War.

Water conference confirms that treaty rights supercede other existing water rights

Far reaching ramifications resulted in the verdict of Winters vs. U.S. In 1908 the U.S. Supreme Court determined that the Federal government impliedly reserved water to support life on reservations when treaties were signed between the U.S. Government and Indian tribes. The priority date for those water rights is the date of the various treaties. These rights cannot be forfeited by non-use as other water rights can.

The decision also stated that the amount of water is not limited to water used at the time the treaty was signed, but is determined by the amount of water needed to fulfill the purposes for which the reservation was created, that is, for a permanent homeland.

Participants of the recent Oregon Water Law Conference held February 20 and 21 in Portland were reminded that treaty rights predate other

"I would not have graduated from Both choirs are "unique," says Burge, Both choirs are "unique," says Burge, each emphasizing qualities of the group. "Each choir has a different personal-

ity", he adds.

high school if it had not been for music," says Madras High School choral director Jim Burge. For many students, music provides a way to experience success

"The music program is probably so

vested rights.

vations is occuring across the country. It has been found that litigation for .hose rights can cost enormous sums of money. The Big Horn litigation in Wyoming is approaching \$25 million since 1970.

san Driver, attorney for the U.S. Department of Interior pointed out, the tribes approached the State with a proposal for negotiation. Attorneys acting on behalf of tribes are now actively pursuing a negotiated settlement. Besides the advantage of lower costs, mentioned by Driver, negotiation prevents the "uncertainty associated with litigation," she says.

dience, Driver says, the State is

the SMILE program "creates

are expanding their view of the world

and examining career options in math

and science. The Program, designed

to assist minority students in ac-

quiring the necessary skills in math-

ematics and science to ensure future

academic success, coordinators pro-

vide activities which can make a

difference in their lives. Discussions

The 20 elementary-age students

choices" for students.

posal. The Water Agreement as outlined by the Tribe has a consumptive use component, limited to on-reservation water rights. This in-

cludes water in the Deschutes River. The Tribe's proposal calls for water beyond the minimum stream flow of 3,000 to 3,500 cubic feet per second, which is the amount necessary to maintain fisheries and resources in the river. The proposal states that the Tribe will guarantee the necessary flow in the river, but anything beyond that is the water right of the Tribe. For existing water users, the treaty

date of 1855 will mark the water right date. For new consumptive uses, the date of the agreement will be the priority date. This proposal protects existing users, state and private water users before the Tribe's own use.

March 20,1992 PAGE 3

Old Days

Sir

On September 12, 1881, Agent Smith wrote to the Commissioner of Indian Affairs giving his thoughts about the Indian police force.

> Warm Springs September 12* 1

I have the honor to acknowledge the receipt of Circular No 79, requesting me to furnish full and accurate statistics as to the value, reliability and efficiency of the US Police force at this agency, and in compliance I respectfully submit the following.

No of police force and discipline

I have 10 policemen, including one captain. About one half are new members, and hence not fully instructed in their duties, or properly diciplined [sic]. It was somewhat a difficult matter to fill the entire number especially from among the Warm Springs Indians. As their homes are from 15 to 25 miles from the Agency, they cannot well be at the Agency often; to be instructed and drilled. It will be best perhaps to have regular times for drilling, and all be here.

General Appearance etc

The general appearance of officers and privates is very good. They take more or less pride in their positions, and keep their uniforms in very good condition. As but one suit is usual to them during a year, they cannot always appear as finely as I would desire.

Promptness in obeying orders

I have never had any trouble in this respect. They have always obeyed every command I give to them.

Arms and accouterments

Of these they have none, nor insignia of office except badges. In one of my quarterly reports I suggested that each policeman should be furnished with a revolver. Either this, or a sword should be furnished. It is hardly likely that force will ever need to be resorted to in making arrests, but ???? soldier without arms, seems to the ??????????? too much like boys play. ???????? arms in their possession

Practical Efficiency etc

A number of my policemen were scouts in the Snake and Modoc wars, and hence have a good idea of what a soldier or policemens [sic] duties are, though of course the latter's are different in many ways. There is no objection to the police system in the part of any of the chiefs or the leading Indians. My Captain of police is the head chief of the Confederated Tribes, and he takes a great deal of pride in his office and its duties. While there is not the need of a police force here, that there are on some reservations, it is a means of educating them to independence in feeling and a self respect that will be valuable in the future.

To The Commissioner of Indian Affairs Washington D.C.

Very Respectfully Your Obt Serve John Smith **US** Indian Agent

existing water rights, and these are Quantification of water on reser-

In Warm Springs, as speaker Su-

Explaining the process to the au-The proposal also calls for adminispresently reviewing the Tribe's pro- tration of water by th

Honor Seniors Day Friday, March 20

Agency Longhouse

WARM SPRINGS, OREGON

The staff will serve as consultants

gram works with will be encouraged

to return to the program for support if

issues start to become overwhelming.

It will be considered healthy if a

family seeks support from the pro-

gram more than once since growth is

ture of the Family Preservation Pro-

gram is that when services are offered,

participation is voluntary. Families

that want outside help will benefit

more as they will have increased

are located at the white house on the

corner of Wasco and Paiute. The

staff is busy developing the program

framework that is necessary before

they can get started working directly

with clients. An invitation is extended

for people to learn more about the

Family Preservation Program and

meet the staff at a community meeting

to be held at the Agency Longhouse

on March 31, from 7-9 p.m. Coffee

and refreshments will be served.

The Family Preservation offices

The final and most important fea-

a lifetime process.

choices and options.

Activities begin at noon Take part in such events as games, dinner, the powwow and other special activities.

popular," says Burge," because "students feel good about themselves". They are able to excel and enjoy themselves. Burge explains that even though he is choral director, his primary job is teaching students self-esteem.

Choral activities begin in elementary school classrooms where students sing and learn to play basic rhythm instruments. At the junior high level, students may enroll in beginning or advanced choir. Beginning choir students quickly move to advanced choir as their pitch improves.

At the high school level, students may sign-up for boy's or girl's choir.

laugh at their own mistakes. "Choir is a very personal activity," he relates. The aCapella (without accompaniment) Choir has approximately 70 members. Students, both boys and girls,

The instructor tries to teach the

students, not only music, but unity and

"bonding." Students learn to accept the

mistakes of others and they learn to

must audition for this choral group. New members are added throughout the year.

Making students feel comfortable during "growing-up" years is part of choir activities. "This is a new experience for most students," but it is valuable because it focuses on the uniqueness of each student and creates a cohesiveness within the choral group.

GED classes being held at COCC

Stop by the Old Boys Dorm to study for your GED, or just to brush up your basic reading, writing or math skills. Classes are held mornings and evenings: Mondays and Wednesdays 7:00 to 9:30 p.m. or Tuesdays, Wednesdays, and Thurs-

tays 9:00 to 12:00 noon. Registration begins Monday March 23 at the COCC office. Special registration: Saturday, March 21, 10:00 a.m. to 1:00 p.m. Classes begin March 31. Please call the COCC office at

553-1428 for more information.

Mill offers trucks for sale to members

Warm Springs Forest Products Industries is offering the following excess equipment for sale to tribal members. All equipment is sold as is with no financing available from WSFPI.

Equipment being offered is excess and no work or trucking job is being offered with purchase of any of this equipment.

Contact person at WSFPI is Jack Towe. He can be reached at 553-2104.

Truck #37: 1984 Kenworth @900 3 axle truck tractor LIC.. T438607, S/N 327748 with NTC 400 Cummins Fuller RTO 14613, SQ. 100, 11R24.5 tires, A/C, AM-FM Radio, 216" W. B, Dual 110 gal. Fuel tanks. 631,810 miles. Sale Price: \$14,400.

Truck #38: 1986 Freightliner FLC Truck #38: 1986 Freightliner FLC 1120645T, 3 axle truck tractor, LIC.. T450920, S/N. 401791 with NTC 400 Cummins, Fuller RTO 14613, SQ 100, 11R24.5tires, A/C., AM-FM radio, cab guard, 216" W.B., dual 110 gallon fuel tanks, 473,449 mikes. Sale Price; \$15,150. Truck #39: 1986 Freightliner, FLC 11206 45T3 axle truck tractor, LIC.. T450921, S/N 401792 with NTC 400 Cummins Fuller RTP

401792, with NTC 400 Cummins, Fuller RTP 14613, SQ 100, 11R24.5 tires, A/C, AM-FM radio, cab guard, 216" WB dual 110 gallon fuel tanks, 538,831 miles. Sale Price: \$16,500

Truck #40: 1979 White Western Start 44964, 3 axle log truck, LIC. T37854, S/N 901688, with NTC 350 Cummins, Fuller RT 0913, Eaton 2 speed rear end, 1979 peerless/ whitelog hop-on 1979 S/N WL250 and Crown 3000 self-loader S/N 4622-43, 311,131 miles.

Sale Price: 16,050. Truck #42: 1988 Freightliner 1120645T, 3 axle truck tractor, LIC. T451817, S/N 405984 with NTC 400 Cummins, Fuller RTO 913, 11R24.5 Tires A/C, AM-FM radio, cab

913, 11R24.5 Tires A/C, AM-FM radio, cab guard, 216° WB, dual 110 gailon fuel tanks, 408,499 miles. Sale Price: \$20,850. Track #43: 1989 Kenworth T800, 3 axle truck tractor LIC. T461850, S/N 52055T with NTC 444 Cummins, Fuller RTO 14613, 11R24.5 tires A/Cm, AM-FM radio, cab guard, 216° WB, dual 110 gallon fuel tanks, 279,827 miles. Sale Price: 26,250.

Truck #44: 1989 Kenworth T800, 3 axle truck tractor, LIC.. T471504, S/N 520552 with NTC 444 Currimins, Fuller RTP 14613, SQ 100, 11R24.5 tires, A/C, AM-FM radio, cab guard, 216" WB, dual 110 gallon fuel tanks, 333,155 miles. Sale Price; 26,250.

Chip trailers 2A, 3A, 4A and 5A: All are 1970 PeerLess, 43 Ft. 2 axle semi chip trail-ers with possum bellies; all have SSI spread air suspension, inside post and 11R24.5 tires. License numbers respectively: HPO 1821; HPO 1824, HPO 1823 and HPO 1822 with serial numbers: 701797, 701800, 701799 and 701798. Sale Price for each truck is \$3,600. Chip trailer 10A: 1971 PeerLess, 43 ft. 2

axle semi chip trailer with possum belly, SSI spread air suspension, inside post, 11R24.5 tires, LIC. HPO 1834 S/N 713222. Sale Price:

Chip trailer 10A: 1971 PeerLess 43 ft. 2 axle semi chip trailer with possum belly, SSI spread air suspension inside post 11R24.5 tires, LIC. HPO 1833 S/N 713270. Sale Price: \$4.050.

Chip trailer 13A: 1975 PeerLess 43 ft. 2 axle semi chip trailer with possum belly, SSI spread air suspension inside post, 11R24.5 ures, LIC. HT 11627, S/N T750119. Sale

Price: \$4,275. Chip Trailer 14A: 1975 PeerLess 43 ft. 2 axle semi chip trailer with possum belly, SSI spread air suspension inside post 11\$14.5 tires, LIC. HT 11628, S/N T750120. Sale Price: \$4,275.

Flatbed Trailer 7A: 1970 PeerLess 40 ft. 2 axle flatbed trailer with perimeter frame, SSI spread air suspension, wood deck, 11K24.5 tires, LIC. HPO 1825, S/N 701802. Sale Price: \$2,250. Flatbed Trailer 8A: 1970 PeerLess 40 ft.

2 axle flatbed trailer with perimeter frame, SSI spread air suspension, wood deck, 11R24.5 tires, LIC. HPO 1826, S/N 701803. Sale Price: \$2,250.

Flatbed trailer 21 A: 1977 utility 40 ft. 2 axle flatbed trailer with perimeter frame, Hutch 4 leaf suspension, S/N 7L 7-0327-033. Hutch 4 leaf suspens Sale Price: \$2,790.

Students gain scientific knowledge

Family Preservation Services meeting set

A community meeting has been scheduled for March 31, 1992, 7:00 p.m. at the Agency Longhouse. This meeting is an introduction of Family Preservation Services, presented by the Health and Welfare Committee

and Children's Protective Services. Community members interested in strengthening families and preserving our culture should attend. Refreshments and snacks will be available.

Couple enjoys working in Warm Springs

Recently a new assistant manager was hired for the Bureau of Indian Affairs as of January 27, 1992. His name is Rich Lohman.

As the assistant manager he is responsible for the employees under him. His duties include Forest Development; pre-sale, forest engineering, tree planting, pre-commercial thinning, preparing contracts to sell timber, marking boundaries, and also plantation maintenance, which means taking care of the trees until they are capable of growing on their own.

He is from Everett, Washington where he was employed for eleven years with the BIA Puget Sound Agency. Lohman felt it was time for a change. He wanted to get away from crowded conditions. He was just recently married and he and his wife wanted to be in the same location

Lohman's hobbies include sports & working around the house. He is happy with his work here and living here also. In the near future he hopes to meet more people and get involved with local activities.

The new administrative officer for the Bureau of Indian Affairs as of January 13, 1992 is Cheryl Willis (Lohman).

She provides administrative assistance to the superintendent of the Warm Springs Agency. She supervises the personnel services, the property and management facility, the Individual Indian Monies section and also gives clerical support. She enjoys her job very much, she feels, "It is challenging." Lohman was an auditor for the Portland area office for thirteen years. Chemeketa Community College is where she started school. She then moved to Portland State University for two years, where she started taking Business and Accounting classes. Lohman is still finishing her degree through independent study.

Her background includes the Paiute, Wylaki, Concow descent, She enjoys traditional dancing, oil painting, jogging and other exercises. She was just recently married on February 15 to Rich Lohman. The couple is making their home in Madras. Their home is in the process of being built. As soon as they are settled they plan to adopt or become a foster

home for children.

Cheryl Willis Lohman

Rich Lohman

acquiring a First Aid care; and, they are learning to use a microscope. Funded by the Kellogg Founda-tion, this second year of the SMILE program at Warm Spring Elementary brings benefits to other students as well. SMILE program students share calculators, an apple computer and

use of microscopes. The Warm Springs Johnson O'Malley Committee has also contributed to the SMILE program by providing a computer for the elementary school program and one for the Madras Jr. High SMILE program.

Training prevention officer Bob Sjolund instructs SMILE students in life saving techniques. Students are working toward First Aid certification. so far this school year include micro-SMILE (Science and Math Invesscopic worlds, safety, technology and

tigative Learning Experience) coordinators at Warm Springs Elemencomputers. Warm Springs students in grades tary, fifth grade teacher Harry Phillips four through six meet once a week. and third grade teacher John Nelson, provide students with information They have made saucrkraut, measuring ingredients and discussing sciand activities which help students form and hold an interest in subject entific reactions; they are being trained in First Aid, working toward areas which focus on mathematics and science. According to Phillips,