

## In Tribal Court

Six new tribal court advocates took the oath of office last week, becoming official court representatives.

The advocates are Justine "Tina" Aguilar, Dorothy Kalama, Juanita Villa, Janell Wallulatum, Charlene Smith and Gwen Leonard (from left). Each of the new advocates has passed the tribal court bar exam. They were sworn in Tribal Court Chief Judge Susan Alexander last Friday, Oct. 14.



Dave McMechan/Spilyay

## Births

### Aiden Stormbringer

Loreen Stormbringer of Warm Springs is pleased to announce the birth of her son Aiden Stormbringer, born on October 3, 2011.

Aiden joins brothers D'Angelo and Rafael.

Grandparents are Jameson and Virginia Mitchell of Warm Springs; also, Patrick and Carmen Mitchell of Warm Springs.

### Aiyana Maleah Suppah

Billie Suppah of Warm Springs is pleased to announce the birth of her daughter Aiyana Maleah Suppah, born on September 26, 2011.

Aiyana joins brother Aaron, and sisters Kaisha and Kanessa. Grandparent on the father's side is Joni Wallulatum.

Grandparents on the mother's side are Lillie and Leslie Bill; and Ronnie and Peaches Suppah of Warm Springs.

## Howlak Tichum

### Dennis G. Andy, 1958-2011

Dennis "Warrior Wascut" G. Andy passed away on October 3, 2011 at Yakima, Washington. He was 53.

Mr. Andy was born on February 8, 1958 in Toppenish, Washington.

The dressing service was held at the Merritt Funeral Home, and the overnight service was at the 1910 Shaker Church in White Swan, Wash. His final resting place is the

Yesmowit Cemetery.

Casket bearers were Lee Wolf, Sid Miller, Reuben Henry, Frank Miller, Richie Firley and Rod Brown. Honorary bearers were Park Morrison, Pete Jackson, Joe Henry, Sharon Wesley, Eddie Andy Jr., Jimbo Jackson, Sissy Brown, Sahtanus Columbus, and all family members and friends.

## 2 years for meth conviction

Darlene Danzuka, 47, of Madras, was sentenced on Oct. 11 to two years in prison for possession with intent to distribute methamphetamine.

The judge in the case also sentenced Danzuka to three years supervised supervision following the two-year prison term.

The judge ordered Danzuka, known also as Darlene Highfill, to surrender to the Bureau of Prisons to begin serving her prison sentence on January 3, 2012.

According to the prosecutor, Danzuka previously lived on the Warm Springs Reservation. While living on the reservation, Warm Springs police learned that she was selling methamphetamine out of her house.

Warm Springs police subsequently obtained search warrants for Danzuka's house and truck. When police executed the search warrants, they found over an ounce of methamphetamine, including multiple bundles packaged for sale, a digital scale, and drug packaging materials.

"Methamphetamine dealers seek profit from people who are addicted," said Bill Williams, chief of the criminal division

for the U. S. Attorney's Office for the District of Oregon. "Our office will prosecute those who bring this drug into tribal communities," he said.

"I wasn't allowed to use the letter that I wrote in court," Danzuka said. "But I wanted to say that I'm sorry to the family and to the community. Mostly, I'm sorry that I let my bus kids down."

Alcohol and drugs are no solution, Danzuka said.

"They get you into trouble. I've learned a lot, and I still have more learning to do. It's going to take me five years to finish this lesson. But I have a goal to strive for now. I never once said that I was not guilty. I believe honesty is best."

Since her arrest, Danzuka has been an active participant in an alcohol and drug treatment center.

This case was investigated by the Warm Springs Police Department and the Bend FBI office. The case was prosecuted by Assistant U. S. Attorney Craig Gabriel. Presiding judge was U.S. District Judge Ancer L. Haggerty

## Salmon eggs appear to survive ditch failure

MEDFORD AP) - Salmon eggs appear to have survived a threat from muddy water that washed into a prime spawning ground in southern Oregon after an irrigation ditch failed.

Earlier this month, biologists said they feared the plume of red clay would smother millions of the spring chinook eggs in a tributary of the Rogue River and in the river itself. Surveys since then have turned up no dead eggs in the nests, called redds, fish biologist Jay Doino of the Oregon Department of Fish and Wildlife.

Most of the clay passed over the nests and only "a very fine layer" settled on them, he said.

"We may have dodged a bullet, but it still warrants more investigation," he said. More surveys were planned. The area along nine miles of Big Butte Creek and about two miles of the Rogue River downstream of the creek's mouth is a major portion of spawning grounds for the Rogue's wild spring chinook.

About half of this year's wild run had already spawned. The young fish head out to the ocean, and those that survive return four years later to spawn.

Rebuilding runs of wild spring chinook has been the top priority of state fish biologists working on the Rogue, where three dams have been taken down to help the fish. In recent years, as the wild stocks

struggled, more than half the run has been hatchery fish.

The runoff came from a 1921 ditch that serves 560 farmers. About 100 feet of it washed out just as the irrigation season was at its end. Repairs will take a month, said David Ford, manager of Eagle Point Irrigation District. The goal was to be finished before the winter rains.

## Guilty plea in shooting case

Ted L. Barney Jr., 23, of Warm Springs, entered a guilty plea on Oct. 3 to second-degree murder.

In entering the plea, Barney admitted that he fired a 9mm handgun on July 26, 2011 in Warm Springs, killing 24-year-old Delmer Davis.

According to the government, on July 26, 2011 on the reservation, Barney was a passenger in a car driving in West Hills.

A man standing in the driveway of a home in the neighborhood threw a rock at Barney's car as it drove by.

The rock missed the car, but Barney told the driver to turn around and stop the car.

Barney got out of the car and approached the man in the driveway, who was about 75 feet away, according to the U.S. Attorney's Office.

Barney then began shooting with the handgun. The man hid behind a vehicle in the driveway.

Barney fired approximately five shots, according to the U.S. Attorney.

The gunfire did not hit Barney's intended target, the man who threw a rock.

However, one of the bullets from the gun went through the window of the vehicle the man was hiding behind, hitting a man

sitting in the car.

Delmer Davis was sitting in the vehicle holding his infant son. Mr. Davis was hit in the head with the bullet that went through that vehicle's window.

Mr. Davis died en route to the hospital as a result of that wound.

Barney may not have realized he hit anybody, as the windows of the vehicle were tinted, the U.S. Attorney's report indicates.

Barney turned himself in to the Warm Springs Police Department later that day, when he learned the police were looking for him.

Barney provided the handgun to the Warm Springs Police, and after police read him his Miranda rights, Barney confessed that he was the shooter, according to the report.

He said he was aiming to hit another man in the driveway.

Sentencing in the case is scheduled for Dec. 12, before Judge Ancer L. Haggerty.

Under the terms of a plea agreement, the parties have agreed to recommend a prison sentence of 18 years.

The Warm Springs Police Department and FBI investigated the case. Assistant U.S. Attorney Craig Gabriel is handling the criminal prosecution.

## Man arraigned on abuse charges

Harry Hintsala, 61, of Warm Springs, appeared in federal court on Monday for his arraignment on an eight-count indictment charging aggravated sexual abuse and abusive sexual contact of minors.

The crimes of aggravated sexual abuse and abusive sexual contact carry maximum penalties of life in prison and fines of \$250,000.

Trial is scheduled for December 13, 2011, before United States District Judge Michael Mosman. Hintsala was released to a halfway house in the Portland area pending trial.

Conditions of his pretrial release prohibit him from having any contact with minors and require him to wear a GPS monitoring bracelet at all times.

The indictment charges that between 2007 and 2011, Hintsala sexually abused five girls on the reservation. All of the alleged victims were under 12 years old at the time of the sexual abuse.

According to the prosecutor's statements in court, Hintsala was previously

a Warm Springs police officer, and he had also previously worked as a supervisor at Warm Springs Children Protective Services, and as a teacher at Head Start.

All of the alleged abuse occurred after Hintsala had retired from those public positions. The abuse is alleged to have taken place in defendant's residence.

"Sexual abuse of children is a heinous and tragic crime," said S. Amanda Marshall, United States Attorney for the District of Oregon. "Our office will make every effort to bring sexual predators to justice."

This case is being investigated by the Warm Springs Police Department and the Bend FBI office. The case is being prosecuted by Assistant U.S. Attorney Craig Gabriel.

An indictment is only an allegation of criminal activity. The defendant is presumed innocent until proven guilty in court. The arraignment was before United States Magistrate Judge John V. Acosta

## Timber

(Continued from page 1)

Natural Resources was recommending a cut of 31 million board feet. WSFPI wanted a cut of 43 million board feet.

The mill would close if the 31-million board feet cut were adopted by Council, WSFPI officials said. The mill employs over 100 tribal members and MITs (married into the tribe).

In recent weeks, mill and Natural Resource officials met for further discussion, and they came up with a figure of 38 million board feet for the annual allowable cut.

Another 6-10 million board feet would come from off-reservation sources. The mill could continue operating under this plan, the mill officials said.

Through WSFPI, the tribes sell high quality lum-

ber to Japan. The tribes contract with Vanport International, which markets the timber.

The final decision on the allowable cut should take into account a number of factors, Council members said.

There is the need, for instance, to leave a healthy forest for future generations; and a need also for local jobs and revenue to the tribes.

Councilman J.P. Patt said the timber market is down, and the decision the tribes make regarding the allowable cut has to make business sense.

Council took no action on the preliminary recommendation regarding the annual cut, as the Council members want additional information and more time to consider the matter.

The next Spilyay Tymoo deadline is Friday, Oct. 28. Thank you!

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