

U.S. v. Oregon: plan okayed but case closed

(Continued from page 1)

“Judge Robert Belloni ruled that state regulatory power over Indian fishing is limited because treaties between the United States and the tribes in 1855 reserved the tribes’ exclusive rights to fish in waters running through their reservations and at ‘all usual and accustomed places, in common with the citizens of the United States.’”

The case established fundamental court precedent in present day tribal fishing rights.

The court in U.S. v. Oregon kept the case open—exercising continuing jurisdiction—as the parties worked toward implementing the ruling. The judge kept the continuing jurisdiction “because there was no

way to predict what future conditions or events might come into play that could require the parties to come back to court,” Mr. Ogan said.

And the parties did make use of this jurisdiction—asking the court to resolve questions and disputes as they arose—especially in the initial decades following the 1969 ruling. In addition, the U.S. v. Oregon management plans, including the new one, have been made orders of the court.

Court closes case

Originally filed 50 years ago, U.S. v. Oregon became among the longest-standing open lawsuits in U.S. history. Then in March of this year, in approving the new U.S. v. Oregon management plan,

All of the parties feel that continuing jurisdiction would best serve each of their interests, and those of their members and constituents.

the judge in the case closed U.S. v. Oregon. The Judge’s action to close the case came as a surprise to all of the parties to the case.

The tribes and U.S. government have made a request that he reconsider this aspect of the ruling, and the states of Oregon, Washington and Idaho have filed documents with the Court supporting the request, Mr. Ogan said.

All of the parties feel that continuing jurisdiction would

best serve each of their interests, and those of their members and constituents.

The states are expected by early May to submit additional briefs providing their reasons for supporting the motion of the tribes and U.S. to restore the case as active and ongoing. Oral argument would happen some time after that, and the judge would then make his ruling on the question.

From CRITFC

The Columbia River Inter-Tribal Fish Commission issued the following statement on the recent U.S. v. Oregon developments:

“We are pleased that Judge Mosman approved the 2018-2027 Fisheries Management Agreement, but disappointed that the

judge chose to dismiss the case without consulting any of the parties. The 2018-2027 Fisheries Management Agreement is now in effect, and we expect the parties will implement it.

“Judge Mosman’s order dismissing the case without prejudice was an unexpected development. The order dismissing the case was issued sua sponte, meaning on the judge’s own volition, without notice to the parties and without the opportunity for the parties to state their concerns.

“Although staff and attorneys are currently considering the ramifications of the judge’s actions, the law of U.S. v. Oregon is still sound. The dismissal does not affect the many legal holdings over the last 50 years.”

For sale at Housing

The Warm Springs Housing Authority has mobile homes for sale to community members. Appliances included, some units also include furniture. Prices are very reasonable.

There are 1-, 2- and 3-bedroom units. These include:

1-bedroom: 2013 Scotbilt, 12x52 foot: \$21,840. 2011 Lexington Home, 12x48: \$20,160. 2011 Lexington: \$15,960.

2-bedroom: 2011 and 2012 Champion, 12x40: each at \$16,800.

3-bedroom (only one): 14x64: \$31,360.

For information contact Housing at 541-553-3250. Viewing by appointment.

Warm Springs Community Calendar

Brought to you by KWSO 91.9 FM

Thursday 4/26

There’s an **Alcoholics Anonymous** meeting at noon today and a **Teens Not on Tobacco Group** at 4:15. Both meetings at the Behavioral Health Center. A **Narcotics Anonymous** meeting is this evening at 6 at the Shaker Church.

Fitness activities scheduled for today at the Community Wellness Center: There’s **Boot Camp** class at 12:10 in the Aerobics room, and **Functional Fitness** in the Social Hall. There’s **Men’s IBA** tonight at 7:15.

The **Senior Wellness Center** is having **Senior lunch** at noon. On the menu: chicken and dumplings, roasted asparagus and fresh fruit. Seniors 60 and up eat for free, 59 and under are \$5 and youth under 13 are \$3 at the Senior Wellness Center.

Social dance class is today from 4-5:30 at the Community Center Aerobics room.

The Jefferson County Middle School **Spring Choir Concert** is this evening at 7 p.m.

Friday, April 27

Here are some **fitness activities** happening today: **Senior Fitness** class is at 10:45 at the Senior Center. **PiYo** class is at 12:10 in Pod A at the clinic, and **Functional Fitness** class is at 12:10 in the Aerobics room.

After senior fitness class today, participants can eat **lunch**. Today they are having potato sausage soup, crackers and fruit.

There is a **Behavior Health Walk-In Clinic** today. Appointments are available between 1 and 5 p.m. The medical social workers at the clinic can help with screenings, assessments, crisis intervention, and many other things for children, adolescents and adults.

The Jefferson County Library **Film Center** will show *Captain Fantastic*, rated R, at 7:30. Films are free and shown in the Rodriguez Annex, next to the library in Madras.

Saturday, April 28

There is an **Alcoholics Anonymous** meeting this morning at 10 at Community Counseling.

Sunday, April 29

Warm Springs **Christian Fellowship** is this morning at 9:30 at High Looksee

Lodge.

The Warm Springs Baptist Church has **Sunday School** at 10 and **Worship Service** at 11 this morning.

The Warm Springs **Food Bank** is located at the Presbyterian Church. They are open from 11:30-1:30 today. All food banks and pantries do take donations of non-perishable food or cash

There is a **Fusion Fitness** class every Monday and Wednesday morning at 6 at the community center Aerobics room. The class is suitable for all fitness levels.

Monday, April 30

It’s **late start Monday** at schools in the Jefferson County 509-J school district. At the Warm Springs Academy that means school starts at 9:45 today and kids should be at school by 9:30.

Here are **today’s fitness activities:** **Senior Fitness** Class is at 10:45 at the Senior Center. At 12:10 there is **Functional Fitness** in the Aerobics room, and **Pi-Yo** class at the IHS atrium. This afternoon at 4 is **Turbo Kick** class in the Aerobics room. There is **Open Volleyball** from 5-6 and **Ladies Basketball** at 6.

Senior fitness class participants are invited to eat **lunch**. Today they are having bacon jack chicken sandwiches, roasted vegetables and fruit.

There is **Women’s Prayer Group** at the Presbyterian Church from 12:15-12:45 today. All women are welcome.

Warm Springs **Vocational Rehabilitation** has orientation today at 3 p.m. at their office in the industrial park. Learn more by calling 553-4952.

Victims of Crime Services has a **Women’s Support Group** today at the VOCS office, 1108 Wasco Street, behind the Old Boys’ Dorm. It’s from 3-5 p.m.

There is **Adolescent Substance Abuse Education** class today at 4:30, and **Aftercare** class is at 5:30 at the Behavioral Health Center.

Aglow Bible Study is this evening at High Looksee Lodge from 6:15-7:30. Everyone is welcome.

Tuesday, May 1

Fitness activities happening during the noon hour at the Community

Wellness Center today are **Functional Fitness** class in the Social Hall, and **Boot Camp** class in the Aerobics room. There’s **Men’s IBA** tonight at 7:15. There is a **Fusion Fitness** class tomorrow morning at 6, suitable for all fitness levels, in the Aerobics room.

Today’s **Senior Lunch** at noon is vegetable turkey casserole, apple cranberry salad, whole wheat bread and fruit. Seniors 60 and older eat for free at the Senior Wellness Center.

The **Jefferson County Food Bank** is located at 556 SE Seventh Street in Madras. They are open for distribution this afternoon. Warm Springs **Vocational Rehabilitation** has orientation today at 3 p.m. at the Behavioral Health Center. Call 553-4952.

Soaring Butterflies Warrior Spirit class is afterschool today at the Warm Springs Academy from 3:30-5.

There is a **Wellbriety Warriors Accepting Recovery** meeting this evening from 6:30-8:30 at the Community Center Social Hall. It is open to anyone seeking sobriety and wellness.

Wednesday, May 2

The **Timber Committee** meets today from 9-noon at the Forestry building.

The High Desert Museum presents **Animal Adventures** today at the Jefferson County Library’s Rodriguez Annex. Hear their wild tales and join in on a fun craft from 10:30-

11:15. The feature will be **Eruption!**

Today’s **fitness schedule:** **Water Aerobics** at 10:15 is at Kah-Nee-Ta Village pool.

Senior Fitness Class at 10:45 at the Senior Center. Following class, participants can enjoy lunch. **On the menu today:** chicken Caesar salad with romaine lettuce, mandarin oranges and a fruit smoothie.

At noontime it’s **Pi-Yo** class at the clinic atrium. At the Community Center at noon there is **Functional Fitness** Class in the Aerobics room, and **Turbo Kick** class is at 4. It’s **Ladies Night Basketball** in the gym at 6.

Conscious Discipline Skill Building class is this

afternoon from 1:30 to 3 at the Early Childhood Education center, room 2E. Its open to the community.

The **Culture & Heritage Committee** meets today from 4-6 at in conference room 3 at the administration building.

There is an **N’Chi Wana Pum Canoe** meeting from 5:30-7:30 at the Greeley Heights community building.

There is **Warm Springs Christian Fellowship** this evening at 6 at High Looksee Lodge.

The Warm Springs Baptist Church has **Bible Study and Prayer** this evening at 6.

Thursday, May 3

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