

## Howlak Tichum

~ Lillian 'Squeeze' Runningwolf ~

Dear Family and Friends,

I would like to let you know of our aunt Lillian 'Squeeze' Runningwolf has passed away following a lengthy illness. She is the youngest sister to Margaret Buckland and daughter to Myrtle Smith.

Squeeze passed away in Reno, Nevada on April 22, 2018. We are following her wishes and her service will be in Browning, Montana, where she grew up.

She is survived by her sister Darlene Parker from Rockyboy, Montana; Neva Runningwolf from Browning, Montana; and her only brother Gene Bunny Runningwolf from Lawrence, Kansas.

She was surrounded by her family and her two nieces Sheryl Courtney and Carla Buckland, her sons Myrt Runningwolf and Stan Runningwolf, and grandson Guy Runningwolf, who was with his grandma for the nine months while she received her treatments; along with her



best friends who drove down to Reno to be with her, Eva 'Tiny' Cobell and Punkin Laplant. She called them the Golden Girls.

She is also survived by her daughter Neva Lawrence of Browning. We both will be traveling to Browning on July 12. Rosary will be held at the Last Star community building on July 13 at 7 p.m. Services will be in Browning at the Little Flower Catholic Church on Saturday, July 14 at 2 p.m.

We will also be setting our mother Margaret Buckland's headstone after the services on July 14

at her gravesite in Browning. We will be taking Squeeze's ashes over Glacier Park on Sunday, July 14 to spread them in the park she loved so much, and the family will be having a big picnic in honor of both Squeeze and Margaret.

We would like to invite any and all to pay their respects to these two wonderful women. Both are missed by our family.

I have checked on hotels in Browning. Holiday Express is pretty spendy, but there are hotels in Cutbank, Mt. Glacier Gateway Plaza, 406-873-5544: \$90 per night has a double room, and couple of kings for \$90 per room. Or the Super 8, 406-873-5662 for \$125 a night.

You are more than welcome to bring a tent and camp out in my grandma Myrtle Smith's back yard.

If you have further questions please call Sheryl Courtney at 541-325-1721, or Carla Buckland at 541-233-6092.

## Employment, social services and resources available to residents

*Warm Springs Human Resources would like you to know of these resources that can help you find a job, or help during a transition to a new one:*

**Tribal Social Services,** 4217 A Holliday Way. Phone 541-553-3415. There are many Tribal Social Services that can be accessed within Warm Springs, including the state Snap program and TANF. The programs under Tribal Social Services are:

**The Commodity Food program.** LIHEAP (Low Income Home Energy Assistance program), and the state-funded Neighborhood Impact Program (energy assistance).

Disabilities coordination (including assistance with Social Security applications, Working with Senior and Disabled programs, CHR's, etc.).

Medical gas voucher assistance. And Referral and Assistance to other programs depending on need.

**State of Oregon Department of Human Services,** 678 NE Highway 97 #C, Madras. 541-475-3438.

Adult and Family Service Division: 1144 Warm Springs Rd., Warm Springs. 541-553-3438. Services:

Apply for benefits. Find health coverage. Apply for cash assistance. Find senior services. Become a foster parent. Adopt a child. Become an adult foster care provider. Provider, partner and contractor information. Home and community based services website.

**Warm Springs Community Action Team:** 1136 Paiute Avenue. 541-553-3148.

**Worksource Oregon:** Worksource Center, Madras, 243 SW Third. 541-475-2382—employers and job seekers.

**Unemployment claims** are not handled by the local office. Call toll free 1-877-FILE4-UI (1-877-345-3484).

## Resolutions of Tribal Council

### Opioid lawsuit

**Whereas** Tribal Council recognizes that the use and misuse of opioids has increased dramatically, and that such use and misuse has caused a health and societal crises across the United States and on Indian lands; and,

**Whereas** the Tribe and its members have suffered and continue to suffer serious impacts to their health, families, and community as a result of the opioid crisis;

**Whereas** Tribal Council finds that it is in the best interests of the Tribe and its members to pursue litigation and seek damages from the contributors of the opioid crises for the harm suffered by the Tribe and its members and to further seek intervention by a court of appropriate jurisdiction to abate and remediate the practices that have contributed to the opioid crisis; and,

**Whereas**, to pursue such litigation, the Tribe desires to retain the law firms of Skikos Crawford Skikos & Joseph, LLP and Johnson, Johnson, Lucas & Middleton, P.C. (together, the "Law Firms"); now, therefore,

**Be it resolved** by the Twenty-Seventh Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Sections (b), (l), and (u), of the Tribal Constitution and By-Laws, that the Tribal Council hereby authorizes and approves the engagement of the Law Firms on the terms and conditions substantially set forth in the Legal Services Agreement attached hereto as Exhibit A; and,

**Be it further resolved** that Tribal Council hereby authorizes the Chairman, Vice Chairman and Secretary-Treasurer/CEO of the Confederated Tribes of the Warm Springs Reservation of Oregon in consultation with the Tribal Attorneys and the Law Firms to take all actions necessary in the course of any litigation contemplated in this Resolution, including but not limited to approving the filings of any pleadings, the issuances of and responding to discovery requests, and employment of third-party vendors, together with approval

of any publications or outside communications regarding the Tribe's involvement in any such litigation, provided, however, that any offers of settlement and any final settlement agreement must be approved by further resolution of the Tribal Council. *Resolution no. 12,489.*

### Timber LLC

**Whereas** the Confederated Tribes of the Warm Springs Reservation of Oregon is a federally recognized tribe, organized pursuant to the Constitution of the Confederated Tribes of the Warm Springs Reservation of Oregon, approved by the Secretary of the Interior on February 14, 1938 (the "Constitution"); and,

**Whereas**, pursuant to Title IV of the Indian Self-Determination and Education Assistance Act, Pub. L. 93-638, the Tribe and the United States Department of the Interior ("Interior") have entered into a compact of Self-Governance (the "Compact"); and,

**Whereas**, pursuant to the Compact, the Tribe has assumed responsibility for the implementation of, among other things, Interior's forestry program (the "Forestry Program"), which was previously administered by the Bureau of Indian Affairs ("BIA"); and,

**Whereas** in the Compact, the United States expressly reaffirms its trust responsibility to protect and conserve the trust resources of the Tribe and its members; and,

**Whereas** the Tribe has delegated the implementation of the Forestry Program to the Branch of Natural Resources, Forestry Department ("BNR Forestry") and Timber Committee; and,

**Whereas** BNR Forestry undertakes forest land management activities pursuant to the Compact and the National Indian Forest Resources Management Act, 25 U.S.C. §§ 3101 *et seq.* ("NIFRMA") and its implementing regulations, 25 C.F.R. Part 163, and Tribal Ordinance 74; and,

**Whereas** the Tribe has formed (and is the sole member of) the Warm Springs Timber Company, LLC, a Confederated Tribes of Warm Springs limited liability

company (the "Timber Company") for the purpose of obtaining the highest overall value for the Tribe's timber resources through prudent harvesting, merchandising, and reselling of the Tribe's timber; and,

**Whereas** the Tribe has also designated the Timber Company as the Tribe's Indian enterprise for purposes of 25 C.F.R. Part 163; and,

**Whereas**, pursuant to Tribal Resolutions 12,278 and 12,354, Tribal Council authorized the Timber Company to be the primary purchaser of the Tribe's timber in 2017 and also directed BNR Forestry and the Timber Company to enter into a written memorandum of understanding, setting forth the parties' roles and responsibilities with respect to the Tribe's 2017 Timber Sale Program; and,

**Whereas** Tribal Council believes that it is in the best interests of the Tribe that the Timber Company continue to operate as a going concern and as the primary purchaser of the Tribe's timber; and,

**Whereas** Tribal Council believes that it is in the best interests of the Tribe that BNR Forestry and the Timber Company enter into an amended and restated memorandum of understanding in substantially the form attached hereto as Exhibit A ("MOU"); now, therefore,

**Be it resolved** by the Twenty-Seventh Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Sections 1(a), (c), (f), (l), and (u) of the Tribal Constitution and By-Laws, that the Tribal Council hereby:

(a) Affirms that each "Whereas" in this Resolution is true and correct in all material respects; and

(b) Approves the MOU and directs BNR Forestry and the Timber Company to execute the MOU and implement it in good faith. *Resolution no. 12,495.*

### Eels harvest

**Whereas** the Treaty with the Tribes and Bands of Middle Oregon on June 25, 1855 secured to the Confederated Tribes of the Warm Springs Reservation of Oregon the right to take fish at all usual and accustomed stations in common with citizens of the

United States, and Willamette Falls of the Willamette River at Oregon City is one such treaty-reserved "usual and accustomed" fishing station; and,

**Whereas** for not less than time immemorial Warm Springs tribal members have harvested eels, also known as lamprey, at Willamette Falls, Bull Run, Sandy River, Clackamas River, North Santiam River, 15-Mile Creek, and at other "usual and accustomed" fishing stations to use for ceremonial, subsistence, and other purposes; and,

**Whereas** it is important as an exercise of sovereignty and to meet the conservation needs for the resource that the Tribe actively manage the eel fishery at Willamette Falls; and,

**Whereas** Section II J. of the 2008-2017 *United States v. Oregon* Management Agreement, executed on May 9, 2008 by the Warm Springs Tribal Council Chairman, and on May 20, 2008 by the Director of the Oregon Department of Fish and Wildlife, which is an Order of the Federal District Court of Oregon in case Civil No. 68-513-KI requires a process that includes discussions between the State of Oregon and Warm Springs and other party Tribes each year to establish lamprey take (harvest) levels at Willamette Falls each year; and,

**Whereas** those take or harvest levels of lamprey at Willamette Falls are managed by and through regulations establishing the time, place, and manner of lamprey harvest; and,

**Whereas** the State of Oregon did not enter into the process as required by the 2008-2017 *United States v. Oregon* Management Agreement to work with Warm Springs and other party Tribes to set the annual take regulations, and unilaterally declared what the 2014 Willamette Falls take regulations would be in a letter dated May 27, 2014, and moreover said letter is represented as a "permit" issued by Oregon for lamprey harvest at Willamette Falls; and,

**Whereas** the Tribe's lamprey harvest at Willamette Falls is pursuant to its June 25, 1855 Treaty with the United States, and no license, permit, or authorization of any type by the State of Oregon is necessary for the Tribes' harvest of lamprey at Willamette Falls, and therefore, the Tribe does not acknowledge or accept the purported permit offered by the State of Oregon; and,

**Whereas**, notwithstanding the State of Oregon's failure to abide the process required by the Management Agreement, and the Tribes' rejection of the offered State of Oregon "permit", the Tribe desires to maintain a status quo with respect to Willamette Falls lamprey take regulations to provide for a conservative harvest, and also to facilitate the resolution of lamprey harvest issues at Willamette Falls at a manager-to-manager level in the appropriate *United States v. Oregon* process rather than through litigation, the Tribe will regulate its Treaty lamprey harvest as it has in prior years; now, therefore,

**Be it resolved** by the Twenty-Seventh Tribal Council of the Confederated Tribes of Warm Springs Reservation of Oregon, pursuant to Article V, Section 1(l) and (u), of the Tribal Constitution and By-Laws and pursuant to Warm Springs Tribal Code Section 340.300 that the 2018 EEL Fishery regulations hereby approved, adopted and enacted by the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon:

1. Tribal members wishing to take eels for ceremonial and subsistence purposes **must** carry tribal enrollment cards to fish under claim of treaty rights. Enrollment cards must be in possession while fishing.

2. Harvest is allowed through August 15.

3. Harvest is allowed at Willamette Falls by hand or with hand powered tools. The open area is noted on the map (attached to resolution as an exhibit, available at BNR).

4. Harvest is open 7 days per week of each month unless limited for conservation measures.

5. Fishing hours are sunrise to sunset.

6. This is a subsistence fishery as defined by Tribal Code 340.100.

7. BNR personnel shall monitor and enforce the fishery with regard to Warm Springs members participating in the 2018 fishing season at Willamette Falls;

8. Harvesters will allow Warm Springs BNR personnel to creel lamprey catch.

9. BNR will offer creel data collected to ODFW at the end of the harvest season.

10. Incidental harvest of salmon, steelhead or trout may be kept for ceremonial or subsistence use. *Resolution no. 12,496.*