Journal #3104 from sdc 5.2.14

Cliven Bundy's Ancestral Rights, How About the Shoshone?

Cowboy and Indian pipeline

Moccasins on the Ground in Red Shirt, Lakota homelands

The Commercial NFL would not air

DOI Proposes Regulations to Make Trust Land Acquisitions for Alaska Natives

No swimsuit competition for Miss Indian World

Register Now for National Small Business Week Events

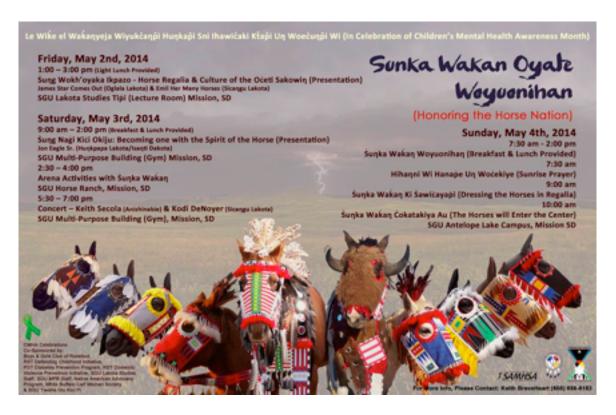
Opportunity to get involved in the upcoming election and also to make a little money

Nevada Performance Academy - A Tuition Free Charter School

The art of flood relief

Neanderthals were not inferior to modern humans

Indian Baskets for Sale



Cliven Bundy's Ancestral Rights, How About the Shoshone?
By Jacqueline Keeler, The Nation 30 April 14

If the Nevada rancher is forced to pay taxes or grazing fees, he should pay them to the Shoshone.

In the wake of his comments wondering if "Negroes" were "better off as slaves," Nevada rancher Cliven Bundy has gone from a right-wing folk hero to a right-wing embarrassment. The Fox News commentators and Republican senators who championed his cause just a few days ago are in full retreat, denouncing Bundy's remarks as "beyond repugnant" and "beyond despicable," as Sean Hannity recently put it.

That they certainly are. But even before Bundy made his outrageous slurs against African-Americans, his insurrectionary claims were already racially loaded. Bundy has repeatedly trumpeted his "ancestral rights" to have his cattle graze on land administered by the federal Bureau of Land Management without paying taxes for the past twenty years. "My forefathers," he has said, "have been up and down the Virgin Valley here ever since 1877. All these rights that I claim have been created through pre-emptive rights and beneficial use of the forage and the water and the access and range improvements." A simple search of Clark county property records by KLAS-TV, a Las Vegas television station, however, revealed that his family had purchased the ranch in 1948 and had only begun grazing cattle on it in 1954—eight years after the founding of the BLM. KLAS reporters also received a map from the Moapa band of Paiute Indians showing how the land the Bundy ranch is on was promised to them by federal treaty.

As a Native American, I find Bundy's late-nineteenth-century claims of "ancestral rights" presumptuous, since by law all remaining pre-emptive rights in Nevada belong not to late arrivals like the Bundy family but to tribes that have lived in the region for thousands of years. This inability to take seriously the "ancestral rights" of American Indian nations within the United States is not limited to Bundy and his supporters. In Oregon, farmers in the Klamath River Basin were shocked by a 2002 ruling that found the Klamath tribe possessed senior water rights and could turn off the water during drought years. Last year, Tom Mallams, vice chairman of the Klamath County Board of Commissioners, was quoted by The Wall Street Journal as saying, "They shut water off here, there could be some violence."

Even as many Americans continue to deny the existence of Native nations' "ancestral rights" to land and resources, the libertarian right is eager to co-opt our history to promote their own battles against the federal government. Last year, <u>gun control</u> opponents circulated on Facebook and Twitter the graphic photo of frozen Lakota victims being buried in a mass grave at Wounded Knee with taglines saying "Wounded Knee was among the first federally backed gun confiscation attempts in United States history. It ended in the senseless murder of 297 people." A meme also made the rounds then featuring a vintage portrait of a Native leader emblazoned with the words, "I'm all for total gun control and trusting the government to protect you. After all, it worked great for us" around his face.

Disregard, if you can, the incredible callousness of using such tragedies (my great-great uncle was a survivor of Wounded Knee) to limit restrictions on sales of automatic weapons and to prevent waiting periods for gun purchase—all of which have been shown to save lives. Instead, I would like to explain the very real difference between these two fights: one for the sovereignty of pre-existing nation states on this continent and one for what Bundy and his supporters call the "Sovereign Citizen" movement, which basically translates to: they make up the rules.

Native Americans, for one, are more than just an ethnic group or simply just American citizens. Until the 1924 Indian Citizenship Act, most were not citizens of the United States and were still just citizens of our own nations within the borders of the United States. But for many full citizenship with voting rights did not come about until the Voting Rights Act of 1965. So for most of US history, the only real citizenship Native Americans could claim was to their respective Native nations.

When tribes speak of "being nations," they are not being poetic or nostalgic, they are speaking of the real political status our nations hold internationally. There are tribes that issue passports. States have no jurisdiction over our lands (something they dislike greatly). And the constant discussion of honoring treaties is not something to be taken lightly, either. The US government signs treaties only with other nations, not with ethnic groups. These treaties are ratified by Congress, and under international law, a nation-state cannot treaty away its sovereignty. Hence, Native Nations still exist. Under US Indian Federal Law, we are called "Domestic Dependent Nations," a term I dislike because the designation relies on a concept of public international law known as the Discovery Doctrine. This idea comes out of a fifteenth-century Papal Bull that awarded the land titles of "discovered lands" only to Christian "discovering nations." Non-Christian "discovered peoples" possess only the right to exist on the land, similar to the rights of animals. To this day, this doctrine underlies much of US legal claims to the land within the United States. The doctrine is itself a denial of the basic right of Indigenous peoples to title to their land.

Bundy's hullabaloo is particularly ironic considering that the Western Shoshone Nation's claim to the land predates his own. He has declared he will only recognize the original sovereignty of the state of Nevada, despite the fact that Nevada did not achieve statehood until 1864 and as such has no pre-existing claims to sovereign status. Only the thirteen original colonies possessed sovereignty prior to the creation of the United States. The 1848 Treaty of Guadalupe Hidalgo with Mexico gave up Mexican claims but did not guarantee Indigenous land rights. Shoshone sovereignty over the area in which the Bundys graze their cattle was recognized by the US via the Treaty of Ruby Valley (1863)—a treaty that did not include any land concessions.

In 1979, the US government attempted to legitimize claims to Shoshone land (which encompasses nearly all of Nevada) by paying \$26 million to the Department of the Interior for 24 million acres. It should be noted that the Department of the Interior is a branch of the federal government—hence the government paid itself for Shoshone land. In 1985, the Supreme Court ruled that this payment to the Department of the Interior constituted Shoshone acceptance of payment for their land. In 2004, the US attempted to distribute \$145 million as payment for Shoshone land in Nevada. Seven of the nine Western Shoshone tribal councils have refused to accept this payment and are holding fast to their demand that the original treaty be honored. In 2006, the same year the US District Court for Nevada dismissed Shoshone claims, the United Nations Committee for the Elimination of Racial Discrimination found "credible information alleging that the Western Shoshone indigenous people are being denied their traditional rights to land." So if Cliven Bundy wishes to pay taxes or grazing fees—he should pay it to the Shoshone.

Contrast the armed and primarily white stand-off at the Bundy Ranch to the peaceful "cowboys and indians" stand-offs ongoing in South Dakota and Nebraska, where Native American and white landowners have joined together to fight the Keystone XL Pipeline. They have held peaceful tipi encampments along the pipeline route and recently composed a piece of giant crop art in a Nebraska cornfield that says, "Heartland #NoKXL."

I find the unity being forged in the Cowboy Indian Alliance far more interesting and representative of the true ideas of our collective nationhood. The very origins of the United States can be traced to speeches the leader of the Iroquois Confederacy gave to the colonists the

generation before the Revolution—speeches that were published by Benjamin Franklin's printing press. It is indigenous ideas of what it means to be a people and of democratic rule that are the inspiration for America itself. It make sense then that it would be my Yankton Dakota Sioux relatives and farmers and ranchers from South Dakota and Nebraska who are leading the fight for a new idea of what American will be in the twenty-first century.

My dad's cousin Faith Spotted Eagle has been active in the fight. When I was home in South Dakota at the Yankton Sioux's Fort Randall tribal casino last August, I found Faith busy holding a conference with white ranchers and farmers from Bold Nebraska. There, they formed the Cowboy Indian Alliance and united their efforts to protect their water and their way of life on the land against the pipeline. Last week on Earth Day, they took their message to Washington, DC and held a tipi encampment on the Washington Mall all week. All of those beautiful tipis facing the Washington monument were a sight to see. On Saturday, they presented a specially painted tipi to the National Museum of the American Indian as a gift to President Obama, reminding him of his obligations to protect the water and the land.

In Dakota, we call such encampments tiyospaye, a word that means more than just a circle of tipis. As my great-great aunt Ella Deloria wrote, tiyospaye represent how "all Dakota people were held together in a great relationship that was theoretically all-inclusive and coextensive within the Dakota domain." The bounds that tie us together as a people through kinship are what makes us Dakota ("allies") and without it we cease to exist as a nation or as they say in Dakota, Oyate. It is this lesson that will carry the day, not the tired and divisive ideas of Bundy and his militia.

An additional article:

http://www.newsreview.com/reno/bunker-mentality/content?oid=13341792

http://grist.org/climate-energy/cowboys-and-indians-pipeline-protest-a-throwback-in-more-ways-than-one/?utm_source=newsletter&utm_medium=email&utm_term=Daily %2520April%252030&utm_campaign=daily

Moccasins on the Ground in Red Shirt, Lakota homelands April 2014

Lakota and their allies gather to build solidarity, unity, and skills to protect SacredWater against the KXL pipeline For more info go to: http://www.oweakuinternational.org/ Uploaded by Uneditedmedia

Proud To Be

Watch the #BigGame commercial the NFL would never air. Get involved by contacting the Washington Professional Football Team, the NFL and the Washington Post: DC Team @redskins Facebook.com/redskins http://www.redskins.com/footer/contact-us.html Roger Goodell & NFL @NFL @NFLcommish https://www.facebook.com/NFL Washington Post DC's hometo... Uploaded by NCAI1944

Alaska Native Tribes now have the same right as other tribes to put land into trust with the U.S. Government. For years, Interior Department regulations did not allow Alaska Natives to apply for trust status, which affords many regulatory benefits to tribes.. A NARF court

victory last year affirmed the rights of Alaska Tribes to be treated the same as all other federally recognized tribes. Read more here.

FOR IMMEDIATE RELEASE DATE: April 30, 2014

CONTACTS: Heather Kendall Miller & Matthew N. Newman,

NARF Alaska Office, (907) 276-0680

DEPARTMENT OF THE INTERIOR PROPOSES REGULATIONS TO MAKE TRUST LAND ACQUISITIONS FOR ALASKA NATIVES

The Department of the Interior published a proposed regulation today authorizing petitions for lands to be taken into trust status on behalf of Alaska Native Tribes and individuals. Kevin Washburn, Assistant Secretary of Indian Affairs, announced the long standing regulatory prohibition on Alaska petitions would come to an end. The proposed regulation comes nearly one-year after the historic court victory for Alaska Native Tribes in Akiachak Native Community, et al. v. Salazar, which affirmed the ability of the Secretary of Interior to take land into trust on behalf of Alaska Tribes and also acknowledged the rights of Alaska Tribes to be treated the same as all other federally recognized Tribes.

In 2006, four Tribes and one Native individual—the Akiachak Native Community, Chalkyitsik Village, Chilkoot Indian Association, Tuluksak Native Community (IRA), and Alice Kavairlook—brought suit challenging the Secretary of the Interior's decision to leave in place a regulation that treats Alaska Natives differently from other Native peoples. On behalf of our clients, NARF and Alaska Legal Services Corporation sought judicial review of 25 C.F.R. § 151 as it pertains to federally recognized Tribes in Alaska. This federal regulation governs the procedures used by Indian Tribes and individuals when requesting the Secretary of the Interior to acquire title to land in trust on their behalf. The regulation bared the acquisition of land in trust in Alaska other than for the Metlakatla Indian Community or its members. Plaintiffs argued that this exclusion of Alaska Natives—and only Alaska Natives—from the land into trust application process is void under 25 U.S.C. § 476(g), which nullifies regulations that discriminate among Indian Tribes. The State of Alaska intervened to argue that the differential treatment is required by the Alaska Native Claims Settlement Act (ANCSA). The District Court for the District of Columbia agreed with Plaintiffs on all counts.

Today's announcement from the Department of the Interior, along with the District Court's ruling last year, will allow Alaska Tribes to begin petitioning the Secretary to have their tribally-owned fee lands placed into trust status. With such status, Alaska's Tribal governments will have the opportunity to enhance their ability to regulate alcohol and generally protect the health, safety, and welfare of tribal members.

No swimsuit competition for Miss Indian World by <u>Tristan Ahtone @tahtone</u> May 1 No evening gowns, either, but maybe some archery at the 30th annual contest to find the Native American woman who best represents her culture at the world's biggest powwow.

"It's a cultural pageant," she said. "It's not about beauty, it's not about your regalia, it's about what you know about your culture, what you know about your traditions and your people and your history. It really pulls something out of you that you didn't know that you had."

Megan Leary, Native village of Napaimute (southwest Alaska)

http://america.aljazeera.com/features/2014/5/no-swimsuits-no-eveninggownsatmissindianworldpageant.html

This is a good opportunity for young people (or anyone else) looking to get involved in the upcoming election and also to make a little money (\$125)! There is no experience necessary and it is a very needed service. The election can't go on without polling place workers! Call the number below if you are interested.

Polling Place Managers and Assistant Managers at Washoe County's polling places are still needed!

Please consider working on Election Day. It's not as difficult as you may think. YOU CAN DO IT!! We truly need your help. Or maybe you know someone who would be a good representative for Washoe County?? All categories of workers are still needed. Have that neighbor, friend or relative of yours call Jon at 328-3676 or e-mail him at pwrecruiter1@washoecounty.us

Register Now for National Small Business Week Events in Boston and Kansas City

Registration is now open for educational events in Cambridge, MA and Kansas City, MO during National Small Business Week. Both events will include business matchmaking with large companies and government agencies for qualified suppliers. Business workshops are also included.

- NSBW Kansas City
 Tuesday, May 13, 2014
 > Click to register
- NSBW Boston
 Thursday, May 15, 2014
 > Click to register

How Much is Your Small Business Health Care Tax Credit Worth?

When you buy health coverage for your employees through the Small Business Health Options Program (SHOP) Marketplace, you may qualify for a tax credit worth up to 50% of your premium contributions. Here's what you should know.

> Read more

SCORE Celebrates 50 Years of Small Business Success!

SCORE, a resource partner of the SBA, is celebrating its 50th anniversary in 2014 – that's half a century of volunteer mentors donating their time, knowledge and passion to helping over 10 million of America's small businesses start and grow! The SBA thanks the hundreds of thousands of SCORE mentors over the years that have helped to achieve this incredible milestone in serving entrepreneurs. Be a part of the next 10 million served; receive free, personalized mentoring for your small business, by contacting your local SCORE chapter.

SBA & AARP Webinar: Financing Your Small Business

Are you wondering how to finance your small business? Have you written a financial plan yet? Do you know typical and non-traditional sources of funding? Join AARP and SBA to learn how to get your small business up and running on **Tuesday, May 13 at 2pm ET**.> Click to Register

8(a) Webinar: How to Prepare and Submit your 8(a) Application – Tips for Success

Learn how the 8(a) BD Program works, its eligibility requirements and benefits and get tips on completing your application. Join us on **May 21 at 2pm ET** if your firm is an Alaska Native Corporation (ANC), Native Hawaiian Organization (NHO), Community Development Corporation (CDC) or Tribally Owned. > Click to Register

Affordable Care Act 101 Webinars

The SBA and Small Business Majority will continue to host free Affordable Care Act 101 weekly webinars so small business owners can learn the basics of the Affordable Care Act and how they can enroll in health insurance marketplaces.

Join us every Thursday at 2pm ET:

- May 1 | Click to Register
- May 8 | Click to Register
- May 15 | Click to Register
- May 22 | Click to Register
- May 29 | Click to Register

<u>ChallengeHer — Opportunities & Access to Federal Contracts for Women-Owned Small Businesses</u>

If you're a woman-owned small business looking to contract with the federal government and seeking assistance on how to navigate in the federal procurement arena, we have good news that can help! > Read more

Upcoming ChallengeHER Events:

ChallengeHER — New York, NY Wednesday, May 21, 2014 | 8am − 12pm > Click to register
ChallengeHER — Forum with USDA Tuesday, June 3, 2014 | 8am − 12pm > Click to register

Nevada Performance Academy - A Tuition Free Charter School

Scheduled to open in the Fall of 2014, the NEVADA PERFORMANCE ACADEMY (NPA) offers a unique, arts-based and arts-infused, academic program that... npacharter.orglBy Nevada Web Designs

The art of flood relief By <u>Sage Leehey</u> <u>This article was published on 05.01.14.</u> Natural material sculptures to help river restoration

The next public volunteer day is this Friday, May 2, from noon to 4 p.m. If you'd like to participate in this or later volunteer events, contact Duane Petite via email at dpetite@tnc.org.



Bob Tregilus

Well, scientists have suspected it for sometime now, that neanderthals aren't significantly different from modern humans with respect to intelligence. So in light of this study, it's time to supplant "australopithecine" for "neanderthal" if you want to refer to someone as being dimwitted and primitive. Repeat after me: "What an australopithecine you are!"

Neanderthals were not inferior to modern humans, says CU-Boulder study | University of Colorado...

Native willows woven together to form 340-feet-long, thick, almost rope-like

sculptures are being created in floodplains of the Carson River and—in the fall—of the Truckee River to help enhance the riparian habitats and direct floodwaters.

The Nature Conservancy (TNC) has partnered with the Nevada Museum of Art and two environmental artists from San Francisco, Mary O'Brien and Daniel McCormick, for this project. One sculpture will be at the River Fork Ranch Preserve in the Carson Valley, and the other will be at the McCarran Ranch Preserve on the Truckee just east of Reno. The Carson River project is currently underway and will be completed by the end of May, and the Truckee River project will take place in the fall.

"The sculpture [at River Fork Ranch] will actually serve as speed bumps to slow down floodwaters through that area, allowing the water to sink into the ground and recharge the natural aquifer," said TNC Eastern Sierra Nevada program project director, Duane Petite. "It will also filter pollutants, things that might run off the nearby road or off agricultural fields. ... It's going to reduce bank erosion, so it'll keep sediment out of the water."

Because the sculptures are made of native willow and will have living willows planted in them as well, it will greatly change these floodplains. Native wildlife are expected to benefit from these changes at both preserves.

"It'll create streamside habitat for native birds, such as willow flying catchers, as well as northern leopard frogs and western pond turtles at the River Fork Ranch preserve," Petite said.

TNC planned their restoration work with ecologists and geomorphologists. The sculptures are a piece of the larger restoration plans, but their size and the amount of effort required to construct them is far larger than TNC and the artists could accomplish alone.

"The artists can conceive of it and the Nature Conservancy can help design it with our science," Petite said. "But we couldn't do the work without the literally hundreds of volunteers putting in the work to get it done."

Petite said this project is exciting because it gets people from different backgrounds together to help complete it. He explained this project as a mix of the interests, passions and strengths of both TNC and the Nevada Museum of Art and pointed to a volunteer day with students from Douglas High School's art and environmental clubs as an example.

"These are groups of students that know each other—they have classes together—but they have different perspectives and different interests and different viewpoints, and here they were, artists and scientists, working together on a project," Petite said. "And I think those Douglas High School students kind of epitomized the whole project. It's a blending, if you will, of art and science."

The sculptures will continue to benefit the rivers and floodplains for years into the future, but they will evolve as time—and water—passes.

"I think the project really evokes the ever-changing qualities of the natural world," Petite said. "What we see one day is different than what we'll see five years down the road. When I think art, I think of something made out of marble or bronze, so that it's permanent and unchanging. Or maybe it's a painting that is then carefully placed in a museum and safeguarded, so it's not changing. But this particular type of art, this ecological type of art is designed to change over time."



Something to Sell About Warehouse Estate Sale Saturday-Sunday, May 3-4

Saturday & Sunday, May 3rd & 4th, 2014 10 a.m. to 5 p.m. 380 - 4th Street Oakland CA http://www.somethingtosellabout.com/

51st Annual Shoshone-Bannock Festival August 7-10, 2014

Fort Hall, Idaho

"Connecting Families through Tradition & Pride"

DOWWOW

Master of Ceremonies

Tyson 'Eagle Voice' Shay, su Vince Beyl, Grove, Bressy, 101

Arena Directors

Joseph High Eagle Baldwin, Lowe to Bart Powtakee, No Provide, For Duttere, 57

Drum Judge

Dan Nanamkin, No Frox Neprim, W.I.

Local Host Drum

Spring Creek Singers, For Blot, ID Northern Host Drum Stoney Park, Moley, Albert, Canada Southern Host Drum COZED, Analytic, Oblahowa

GRAND ENTRIES

Aug. 7th, Thursday - 7 pm Veterans Recognition powwow (warm-up night) Aug. 8th, Friday - 7 pm (points start) Aug. 9th, Saturday - 1 pm & 7 pm Aug. 10th, Sunday - 2 pm

Dance & Singing Registration ope Thursday, Aug. 7th 8 6 pm-10 pm & Friday, Aug. 8th # 12 noon - 10 pm



Additional Dance Presentations, Contests & Specials

CONTEST CATEGORIES & FERZE MONEY

Singing/Drumming Contest: 1" \$10,000, 2" \$8,000, 3" \$6,000, 4" \$4,000, 5th \$2,000 At 5 Consolations \$1,000

Juniors Categories (7-12): 1° \$300, 2° \$230, 3° \$200, 4° \$150, 3° \$300 Boys: Traditional, Grass & Fancy Girls: Traditional, Jingle & Fancy Teens Categories (13-17): 1" \$500, 2" \$400, 3" \$300, 4" \$200, 3" \$100 Boys: Traditional, Grass & Fancy

Girls: Traditional, Jingle & Fancy ADULTS PRIZE MONEY: 1" \$1,000, 2" \$800, 3" \$600, 4" \$400, 5% \$200

Women Categories Jr. Women's (18-34) & Sr. Women's (15-54): No. Traditional, Jugle & Fancy Show tomen's Southern Buckskin & Clerk (1

Women's Golden Age (55-69): No./So. Traditional (combined) & Funcy Shawl/Jingle (combined) Women's Super-Seniors (70+): Catreories Combined

Men Categories:

*Men's War Bonnet (18+)
*Men's Southern Straight (18-54) Jr. Men's (18-34) & Sc. Men's (35-54): No. Traditional, Grass, Fancy Feather & Prairie Chicken/Round Bustle Men's Golden Age (\$5-69): No./So. Traditional (combined) & Fancy Feather/Grass (combined) Men's Super-Seniors (\$0+): Categories Combined



Taylor Thomas

Special dance presentation by the California Bird Singers

Owl Dance Contest (Age Categories: 17 & under & 18+) Team Dance Contest (Age Categories: 17 & under & 18+)

Outgoing 2013-2014 Miss Shoshone-Bannock L. - Taylor Thomas Special

Outgoing 2013-2014 Festival Princess - Timinalnesa Powaukee - \$2,500 Teen vs.

Adults Jingle Special, Sponsored by the Powaukee Family Outgoing 2013-2014 Festival Little Princess Ser'Rae Running Eagle Special - Jr. Girls

Jingle (6-17), 5 places to be awarded, Spontoned by the Running Eagle Family

Honoring Trissan Compeach to the Circle, Winner Take All - Iron Men's Fancy Feather Special (18+), Sponsoned by Family

Helma Jack - \$5,000 Northern Women's Traditional Buckskin Special: Henoring Mothers (ages 28-49) (Dancers must be mothers) Sponsored by Family & Friends

Timinalness Powaukse

FESTIVAL COORDINATOR -Rose Ann Abrahamson,

Powwow Coordinator -Dustina E. Abrahamson, (208) 339-6996, dagid 19@vahon.com

**

Festival Royalty Pageant Friday, Aug. 8th @ 11 am Counct: Naires Tabrasy (100) 480 590

More Specials TBA.

phenistinuels

Powwow Vendors Alista Baldwin (206) 221-7412 shaldwin (200) ber com

Children's Thurs, Aug. 7th @ 10 am At Sat., Ang. 9th Festival Parade @ 11 am Contact Sons Big Doy (200:847-3067 soonbigslay@postl.com

Art Show

Contact Emma George (100-215-252)

RODEO - Je/Sr Rodeo & INFR Tour Rodeo Contact: Anna Bowers (104) 804-33 anna howers Milliferbook non

Hand Game Tournament Const Pt. Hall Coine (RII) 451-433

Soft Ball & Golf Tournament Pt. Hall Recordin (108) 678-3770