



Onondagas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.

Oneida Tribe of Indians of Wisconsin, Inc.

COPY

DE PERE
ROUTE 4



WISCONSIN
54115



UGWA OENOLUN YATENE

Because of the help of this Oneida Chief in cementing a friendship between the six nations and the Colony of Pennsylvania, a new nation, the United States was made possible.

Special Meeting
May 9, 1977 7:15 pm
Tribal Building

Present: Vice Chrmn. Norbert Hill, Sec. Amelia Cornelius,
Members: Margaret Doxtater, Wendell McLester, Rick Hill, Loretta Metoxen, Robert Thomas
Chrmn. Purcell Powless, excused- IAT meeting

Special meeting with the Litigation, Seminary and Land Committees.

Summary of Seminary Planning Committee and recommendations read.

Loretta Metoxen moved to have the agenda as follows: 1. Seminary
2. Litigation and 3. Land and to follow thru on the recommendations
Second by Margaret Doxtater. Motion carried.

Seminary Committee: Chairman Loretta Webster
Wendell McLester moved to dissolve the Seminary Planning Committee
per their recommendation. Second by Robert Thomas.
Wendell McLester moved to amend his motion to include " and to
further recommend that the Seminary Committee members be considered
for membership on the Litigation Committee." Second by Robert
Thomas, motion carried.

Myron Smith and Norbert Hill Sr. expressed desire to be on the
Litigation Committee.

Litigation Committee: Artley Skenandore Jr.
Amelia Cornelius moved to adopt Reso. 5-9-77-A to have NARF present
alternatives to action in regard to the Wisconsin claims as soon
as possible. Second by Wendell McLester, motion carried.

Loretta Metoxen moved to adopt Reso. 5-9-77-B to direct Mr. Chapman
to reopen negotiations and to redraft the stipulation agreement.
Second by Wendell McLester, motion carried.

Meeting scheduled for May 16 in New York.

Wendell McLester moved to accept the recommendations of the Memo
of May 9, 77 from the Litigation Committee. Second by Robert
Thomas, motion carried.

Amelia Cornelius moved to recommend Jerry Hill and Artley Skénandore
Jr. as the representatives to represent the Business Committee
Amelia Withdrew her motion.

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Loretta Metoxen moved that in the matters of land & litigation that Jerry Hill along with other members of the Litigation Committee represent the Business Committee as necessary. Second by Robert Thomas, motion carried.

Wendell McLester moved that a resolution for the BIA to voucher for funds for travel for the Litigation Committee and Jerry Hill be adopted. Second by Rick Hill, motion carried.

It was suggested that the Litigation Committee publish the options available in the Kali Wisaks.

Loretta Metoxen moved that the General Tribal Council be informed by the Kali Wisaks and that options be developed by the Litigation Committee and other resources and presented to the General Tribal Council. Second by Amelia Cornelius, motion carried.

Amelia Cornelius moved to have a special General Tribal Council meeting on June 11, 1977 at the Sacred Heart Center. (if possible) at 9 a.m. Second by Margaret Doxtater. Motion carried.

Land Committee: Stan Webster
Wendell McLester moved to direct the Land Committee to check into the sand that is being removed from Rolling Hills, Second by Amelia Cornelius, motion carried.

Loretta Metoxen moved to accept the role definition of the land Committee and the Litigation Committee per memo of May 9, 1977. Second by Wendell McLester, motion carried.

Wendell McLester moved to accept the procedural items from the May 9, 1977 memo. Second by Margaret Doxtater, motion carried.

Loretta Metoxen commented the committees for the well prepared reports.

Wendell McLester moved to adjourn, second by Rick Hill, carried.
Time approx. 9 p.m.



Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.

Applied 5-9-77

Oneida Tribe of Indians of Wisconsin, Inc.



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WISCONSIN
54115

May 9, 1977

M E M O R A N D U M

To: Oneida Business Committee
From: Oneida Litigation Committee
RE: Recommendations

The following recommendations are made to the Business Committee for action relating to Tribal land claims:

1. There will be a meeting to discuss the Oneida land claims and related 6 Nation's claims in New York on May 16, 1977 on the 32 acre Oneida land. It is the opinion of the Litigation Committee that the Tribe should be represented at such meeting therefore, it is recommended that the Business Committee send someone to participate at the meeting to be held in N.Y. on May 16, 1977.
2. Because of the Tribe's need to carefully watch the progress of our claims it is recommended that the Litigation Committee be delegated the following authority from the Business Committee:
 - A. Work out a plan to employ our own Tribal members who are qualified to work with N.A.R.F. in a research capacity,
 - B. Explore and report to the Business Committee other law firms as alternative legal representation should it become necessary or desirable to dismiss N.A.R.F.

SUMMARY OF SEMINARY PLANNING COMMITTEE

Date: May 9 1977

From: Loretta Webster, Chairman



In January, 1976, the Green Bay Catholic Diocese announced the closing of their school at Sacred Heart Center, and the Seminary Planning Committee was formed by the Business Committee to determine the best tribal use of the facility, if any. Although members have come and gone on this Committee, the present members are Loretta Webster, Chairman, Paul Skenandore, Norb Hill Sr., Norb Hill Jr., Artley Skenandore, Sonny King, Stanley Webster, Jr., and Myron Smith.

In preliminary research on the land and buildings, it was determined that the tribe had a strong claim to the land, and negotiations would center around the use, maintenance and eventual transfer of the building to the tribe. The activities of the Seminary Planning Committee were almost immediately split between the issues of the Seminary land and use of the building.

The following timetable gives an overall indication of what has progressed in the last year in terms of Seminary Planning Committee activity.

Date	Planning for use of Building	Planning for acquisition of land
2/4/76	1st meeting of Seminary Planning Committee. Ideas were sought from the community through Kali Wisaks on uses for the Seminary. The list of suggestions included a K-12 alternative school, youth programs, adult education, GED, Adult vocational training, higher education, nurses training, elderly training, manpower programs, solar research, Oneida cultural studies, communication arts, crisis intervention center, and unified tribal offices.	
March 1976	Meetings were held with Oneida and Hobart town Board members and non-Indian members of the community to get further input into use of the building.	
May & June 1976	Christensen & Christensen Associates of St. Paul, Minn. were retained to assess community opinion on the Sacred Heart Center. Almost unanimous agreement was received	NARF contacted for research on the land claim. Their response was that we had no claim! Meeting was held with Bishop Wycislo and he was informed of our claim to the land & planning activities

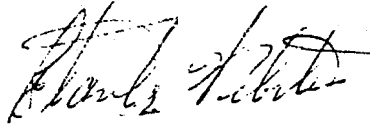
Date	Planning for use of building	Planning for acquisition of
	that the community wanted Sacred Heart back, and that it should be used as an education facility.	
Aug. 1976	The Business Committee approved the concept of a "Community Education Center" to be developed at Sacred Heart and gave support for developing plans for a community school.	Amos Hopkins was hired to do major research on our claim to the ownership of the Sacred Heart Land.
Sept-Oct. 1976	Resource people from various Indian schools and agencies were invited to discuss benefits and problems of developing a school. UWGs contacted for input.	
Nov. 1976	A planning proposal developed for the Education Center. This included the present programs plus a K-12 Community School, an archives and community college.	The Seminary Committee was advised of their responsibility to be more involved in Seminary Land negotiations.
Dec. 1976	The need for an Education Board began to be established in order to coordinate and comprehensive plan for the development of the Oneida Community Education Center as well as the emerging plans for the Community School.	A two day workshop was held to go over all aspects of our claim to the Sacred Heart Land. A discussion of the treaties brought up the possibility of other potential land claims for Oneida.
Jan. 1977	After an initial presentation at the General Tribal Council meeting, a special meeting was scheduled for January 19th at which time the concept of an Oneida Education Board was accepted.	Resolution passed at General Tribal Council meeting reaffirming support for the reacquisition of the Sacred Heart Center. Informal meetings with Diocese lawyer were held concerning our land claim.
Feb. 1977	The Education Board ^{was} elected, and they are proceeding to implement plans for a Community School in an "Oneida Community Education Center" concept.	The diocese continued to research the land issue, and little progress was being made.

Date	Planning for use of Building	Planning for Acquisition of land
March 1977		<p>A 2 day treaty workshop was held at which time a discussion of the Seminary Land claim was held. Along with other treaty questions there appeared to be narrow time constraints to get the government to take our suits including the Sacred Heart suit against the Catholic diocese.</p> <p>A Litigation Committee was formed to "bird-dog" the tribal lawsuits, and assure that we met the deadlines to get them handled.</p> <p>A Land Committee was formalized and the question of roles in terms of the Seminary Land and lawsuits was raised.</p>
May 1977	<p>a joint meeting of the Land, Litigation and Seminary Committees was held, and it was determined that the Seminary Committee had fulfilled its role, and that ongoing activities were now being handled by the Education Board or by the Litigation and Land Committees.</p>	
	<p>RECOMMENDATION: That the Seminary Planning Committee be dissolved.</p>	
	<p>It is further recommended that those committee members who are still interested in following through on this Seminary Land issue be given consideration for membership on the Litigation Committee.</p>	

TO: BUSINESS COMMITTEE

FROM: STANLEY WEBSTER, CHAIRMAN
LAND COMMITTEE

DATE: May 9, 1977



In informal discussion with members of the Seminary and Litigation Committees we have agreed on the following roles in relation to land. This would also affect the lands of the Sacred Heart Center when returned to the tribe.

Land Committee: responsible for internal land planning of the tribe as outlined in the ordinances and resolutions.

Litigation Committee: responsible for the external negotiations and lawsuits concerning land.

Both committees should be working closely together, and there was agreement that they should use the same office space.

TWO PROCEDURAL ITEMS ARE BEING RECOMMENDED:

1. That all requests for use of tribal land be referred to Land office staff at the time of the request. - O.V.A.P.-C1 *litigation*
Box 2
2. That the Land Committee draft a proposal for the Business Committee to contract for funds through the BIA for operational moneys for the Land office.

LITIGATION COMMITTEE AGENDA - MAY 9, 1977

1 RESOLUTION

- A Direction to N.A.R.F. RE: Wisconsin Claims
- B. Direction to Chapman RE: Docket 301

2 RECOMMENDATIONS

- A May 15, 1977 N.Y. Oneida - 6 Nations meeting
send someone
- B. Delegation of authority
 - 1. Plan to employ Tribal members w/NARF RE: research
Other law firms as alternatives to N.A.R.F.

May 6, 1977

Mr. Jerry Hill
Oneida Tribal Building
Route 4
DePere, Wisconsin 54115

Dear Jerry:

This is in answer to your request and the request of the litigation committee for an outline and time frame for suggested efforts of the committee prior to July 18, 1977, in regard to the Nation's land claim in New York. (Ms. Jeanne S. Whiteing, attorney in our Boulder, Colorado office, is researching your land claims in Wisconsin and will report to you separately with respect to them).

With the caveat that the following are only tentative and will no doubt be changed substantially as we progress, I would suggest that the litigation committee should:

1. By May 15, 1977, meet with representatives of the Canadian and New York Nations to commence discussions (a) leading to the establishment of a mechanism for reaching agreement between the three Tribes as to the terms of an acceptable settlement, and; (b) tentatively exploring the terms of an acceptable settlement;
2. By May 22, 1977, report back to the Council regarding the meetings with the other Tribes and seek approval of the recommended mechanism for reaching agreement between the Tribes and seek advice and instructions preparatory to next meeting with representatives of the Canadian and New York Nations;
3. By May 30, 1977, meet again with representatives of the Canadian and New York Oneidas, with respect to the terms of an acceptable settlement;
4. By June 7, 1977, report back to the Tribal Business Committee with recommended guidelines of an acceptable settlement and seek the Business Committee's approval thereof, plus their further advice and instructions;

5. By June 15, 1977, commence serious settlement negotiations with State and Federal officials.

In addition to meeting with representatives of the other Tribes, the litigation committee should also be meeting with officials from the Bureau of Indian Affairs and Solicitor's Office in the Department of the Interior, the Indian Resources Section of the Department of Justice, officials from the White House, the New York and Wisconsin Congressional Delegations, plus other members of Congress and Senators who may be influential in Indian affairs. Although serious negotiations cannot start until the three Tribes are in agreement on negotiation strategy and the guidelines of an acceptable settlement, the representatives of the three Tribes should set up informational exchange meetings with State and Federal officials as soon as possible.

Prior to entering into substantive settlement negotiations with State and Federal officials, representatives of the three Tribes and subsequently the Tribes themselves should establish, at least, tentative positions on the following issues:

- a. Do you want land or money or both?
- b. If you want both, where do you want the land? In New York or Wisconsin, or in both States? The Federal Government, of course, has no condemnation powers outside of the United States and, therefore, if the Canadian Oneidas desire land in Canada they would presumably have to purchase it out right with their share of the settlement monies.
- c. If you desire land, within Wisconsin, you should identify it, i.e., secure a legal description of the land desired, and also make an effort to estimate (at least tentatively) its value.
- d. How do you intend to divide the settlement fund? Should each Tribe's share be based on the number of its members, or some other formula? Should all or a portion of the settlement fund go to the three Tribal Governments for their determination as to its use? Or, should its use be spelled out in advance as a part of the settlement agreement? Should all or a part of the fund be distributed in per capita payments to the members, etc?


LETTER TO Jerry Hill
May 6, 1977
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e. If you desire a substantial area of land as a part of the settlement, do you want it taken in trust by the United States or held in fee by the Tribe? If you want it held in trust and therefore non-taxable, you may be asked by the counties which will be losing a portion of their tax base, to agree to a transition period, during which the lands are gradually rather than immediately removed from the tax rolls. You should discuss the pros and cons of this in advance.

f. Likewise the State is bound to ask what kind of civil and criminal jurisdiction the Tribe desires over its expanded land base. You should discuss this also.

There are countless additional matters which the litigation committee and Business Committee will need to resolve, but the above should demonstrate that these settlement negotiations are indeed going to be time consuming, will require a very substantial amount of travel and must be commenced without delay. I am taking the liberty of sending you a copy of a Resolution of the Oneida of the Thames Band Council, authorizing its land claim representatives to retain the Native American Rights Fund in connection with the New York claims. I am also sending copies of this letter to the Thames Band Council as well as Mr. Robert Burr and Mr. Ray Halbritter of New York in order that all may be aware of the present status.

Sincerely yours,



Lawrence A. Aschenbrenner

LAA/tmws

Enclosure

P.S. I am advised that the Native American Rights Fund has no money for travel expenses of tribal members in connection with settlement negotiations. I have informally contacted Ralph Keen, Director of the Office of Trust Responsibilities in this regard and he was non-committal but suggested we renew the request after the Bureau of Indian Affairs' supplemental budget was passed. I suggest the Business Committee pass a resolution without delay formally requesting the Bureau of Indian Affairs for travel funds for the Tribal settlement negotiations.

cc: Thames Band Council
Mr. Robert Burr, w/c *enclosure*
Mr. Ray Halbritter, w/c *enclosure*