

Spilyay Tymoo

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Community update

As of Tuesday of this week, the Warm Springs Health and Wellness Center reported that three people on the reservation had active Covid-19, receiving daily monitoring by Community Health and IHS staff. An additional 19 were receiving monitoring for close contact.

On Monday of this week, Warm Springs IHS conducted 39 covid tests. This testing found one new positive, bringing the total active to three. As of Tuesday, one community member of the reservation was hospitalized with covid.

Overall during the past year, 82 people from the community have been hospitalized with Covid; and there have been 22 deaths as a result of the illness.

Vaccination total climbing steadily higher

By the latest count, as of earlier this week, the Indian Health Service at the Warm Springs Clinic had provided 2,268 primary doses of Covid-19 vaccination. In addition, IHS had provided 1,828 secondary doses.

Some of these vaccines were administered to qualifying members living off the reservation. However, most have gone, and are going to people of the immediate reservation community.

With the vaccination numbers steadily increasing, there is cause for optimism. Meanwhile, the obligation to continue the safety measures—for your-

self, family and community—is more important than ever, as some end is finally coming in view.

The number of vaccines administered so far can be compared to the overall population of the community, which would be roughly 4,000 people.

At some unknown point in the future will be 'herd immunity.' A way to define this is:

'When most of a population is immune to an infectious disease, this provides indirect protection—or population immunity, also called herd immunity or herd protection—to those who are not immune to the disease.'

So at some point, while the disease would still exist, Covid-19

would no longer be a deadly pandemic: Measles, mumps, polio and chickenpox are examples of infectious diseases that were once very common, and are now rare in the U.S. because vaccines helped to establish herd immunity.

The covid vaccination progress is good, yet the work and care will continue in the coming weeks and months. The Covid-19 Response Team update each day ends with a healthy reminder. This week, for example, while reporting the vaccine numbers and testing results, the concluding words are:

'Even with folks getting vaccinated for Covid-19, we all still need to wear a face mask in public spaces, maintain six feet of social

distance from others, and avoid gatherings with anyone who does not live with you.'

To schedule

The clinic now has vaccines available for any qualifying person over the age of 16. To schedule a Covid-19 vaccination appointment at the Health and Wellness Center call 541-553-2131. Eligibility for the vaccine in Warm Springs is for individuals and their family members who live or work on the reservation, or who are Indian Health Service eligible.

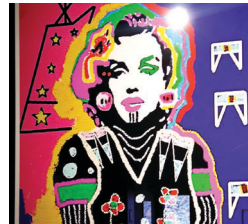
If you would like to be tested for Covid-19, check in at the front gate at the Warm Springs Health and Wellness Center, and they will direct you as to how to proceed.

*Mr. Beavs: the Spiritual Beaver (right) by Ellen Taylor, now on display at the Museum at Warm Springs. The Mr. Beavs artwork is part of an Ellen Taylor exhibition—*Dam It! Beavers and Us*—coming up later this year at the High Desert Museum. In an artist's statement, Ms. Taylor says, "The beaver is a builder of mind, body and soul, and he symbolizes individuality, creativity, cooperation, persistence and harmony. While the beaver is well-known for building dams, these creatures make more of a difference to their ecosystem than many people realize." A hope for this exhibit is to inspire young people to learn more about the environment.*

Photos courtesy MAWS



*Prayer Warrior (above) by Ellen Taylor at the museum. Sitting Bull II (right); and Marilyn Goes Native (far right). The show—*Sacred Reflections: The Art of Umatilla Artist Ellen Taylor*—will be on display at the museum into June.*



Job growth in the region

The latest jobs report for the region shows something of a surge in employment in March—the strongest monthly jobs gain since last summer, according to the Oregon Employment Department.

March of this year also marked one-year since the first pandemic impact on the economy.

In Central Oregon since last year, Jefferson County has seen slower job recovery compared to other parts of the region. However, "Despite a slower pace of recovery, Jefferson County is the nearest of the Central Oregon counties to a complete recovery from the Covid-19 shock," according to the Employment Department report.

Unemployment in the county in March of last year, before the pandemic effect, was at 4.2 percent.

The rate in March 2021 had recovered to 6.8 percent unemployment, with 40 jobs added last month, the report says. (See local job listings on page 5.)

Going well with return to in-person learning

With many safety precautions in place, the Jefferson County School District 509-J schools early this year began the second term on-site. This was an achievement, as less than a third of the schools in the state were able to re-open on site.

In the 509-J district, 80 percent of students chose to return to in-person learning; so the demand was obvious. "We're proud of that, and I think it's gone well," said district superintendent Ken Parshall. "Now we're focusing on learning, and following the safety protocols."

Graduation at Madras High School will be on Saturday, June 5. Last year the graduation ceremony followed the strict Covid-19 guidelines, with each graduate showing up in a family vehicle, exiting for a minute or two, accepting his or her diploma, and returning the vehicle.

With 2021 graduation a month and a half out, the high school is considering how the event should proceed. "Right

now we're planning both models," Mr. Parshall said. The hope would be to have the more traditional ceremony; though this decision will follow the state safety guidelines in place at the time.

In the meantime, all staff in the district schools who have chosen to, have received their vaccinations.

The new district superintendent, Jay Mathisen, coming here from George Fox University, will start July 1. "I think he's very well prepared," Parshall. "He was a teacher for a long time, and then a principal assistant, and human resources director." Mr. Mathisen's most recent position at George Fox University is that of Director of Educational Leadership.

School district board

Jefferson County School District 509-J Board of Directors chairwoman Laurie Danzuka is running unopposed for re-election to position 1 on the school board. Two other seats on the school board will be determined during the May 18

election, and both are contested, each with two candidates.

The candidates for position 2 on the board are Jamie Hurd of Madras, incumbent; and Lorien Stacona of Warm Springs. Candidates for position 3 are Jaylyn Suppah of Warm Springs, and Jacob Struck of Madras.

Jaylyn Suppah is the community planner for the Health and Human Services Branch and the Confederated Tribes. She serves on the tribes' Education Board; on the National Indian Education Association Board of Directors, and other education-related boards at the local, state and national level.

In her job Jaylyn manages a program focusing on school dropout prevention, high school and career/college readiness, and trauma-informed, culturally relevant curriculum development.

Equitable representation, more transparency, better communication and community involvement allow for the best school decisions, Ms. Suppah says. "My experience gives

me the best fit to achieve these goals," she says.

The current makeup of the board does not equitably represent the makeup of the student body and families who are served. As a result, voices of some parts of the district often go unheard, Jaylyn says. One of her goals would be to help address this and other challenges.

Jacob Struck is a business owner, and project superintendent with Skanska USA Building. Sharing his work experience, he started the construction Career and Technical Education program at Madras High School. He then taught the program for two years. Mr. Struck has three young children.

"I'm interested in serving on the board," Jacob says, "because I grew up in the school district. I have three kids in the district. I live in the community. I love it and want to see it improve every day. I want to bring my positive attitude and experience to the table to help improve our school district."

See 509-J Candidates on 2



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Candidates for 509-J school board

(from page 1)

Jamie Hurd has served on the 509-J board for almost four years. Ms. Hurd is a former wildlife biologist with the tribes’ Natural Resources Branch.

She and her husband Jeff are raising three young boys.

Jamie has served on a number of community boards, including the Madras Aquatic Center, Every Child Matters, the Madras Runners, among others.

“I’m running for re-election to the school board because I love our children. I want them to come to school engaged and excited,” Jamie says. “So when they leave our buildings they’re ready to face the world. If they’re thriving, then our community ultimately is going to be strong. They are our biggest investment in the future.”

Lorien Stacona is a Targeted Case Manager for the Health and Human Services Branch of the Confederated Tribes. In her job she works with people from diverse aspects of the community, helping them improve their lives.

Ms. Stacona has three children, the youngest being a 1-year-old. Her two older kids are active with powwows and sports here in Warm Springs, and in youth athletic and education programs in Madras and the region.

A strength Lorien would bring to the school board is listening: Listening to the parents, students, teachers and staff from all of the district. Rather than saying, ‘I know everything, here’s the policy,’ Lorien says, the meaningful solutions will come from listening to determine the best way forward.



Jaylyn Suppah



Jacob Struck



Lorien Stacona



Jamie Hurd

Howlak Tichum

~ Elizabeth Furse ~

Elizabeth Furse, who represented northwest Oregon in Congress for three terms in the 1990s, died peacefully at home on Sunday at age 84 from complications re-

lated to a fall.

A lifelong activist, Ms. Furse championed the rights of Native Americans, helping five Oregon tribes to regain federal recognition.

She was a frequent invited speaking guest, working on legislative matters with the Confederated Tribes of Warm Springs, and served, for instance, on the Kah-

Nee-Ta Resort board of directors.

Ms. Furse worked to advance the rights of women, children and farm workers, and advocated for peace and nuclear disarmament and environmental regulation and land use rules.

Her work on tribal issues dated to the 1970s.

In 1992, running as a

Democrat from Washington County, she was elected to the U.S. House of Representatives without ever having held elected office.

After leaving Congress at the end of 1999, she became founding director of Portland State University Institute for Tribal Government.

Community notes...

Mushroom permits are available at the tribal Forestry office weekdays during business hours. A permit is required for tribal members who will harvest, possess or transport more than a gallon of mushrooms.

The Warm Springs **Head Start and Early Head Start** programs are doing their annual Community Assessment. They seek to gather information about our community, about families, children and what local resources are known to those who live here as well as what local resources are being utilized. Their survey can be done online at the site: <https://sites.google.com/wstribes.org/wsecehs/home>

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WSHA taking rental assistance applications

The Warm Springs Housing Authority is taking applications for the Covid-19 Emergency Rental Assistance program.

The WSHA Emergency Rental Assistance program is open to all members of the Confederated Tribes of Warm Springs, regardless of where they live in the U.S.

The program is also open to all federally recognized tribal members residing in Jefferson, Wasco, Gilliam, Hood River, Clackamas and Marion counties. In addition:

All community members who reside within the boundaries of the Warm Springs Reservation are eligible, regardless of race or ethnicity.

Rental Emergency Assistance is available to households with income not more than 80 percent of the Area Median Income. For example: In the Jefferson County area of the reservation, a household of three with an annual income of \$44,240 or less could qualify.

The applicant must attest in writing to being financially impacted by the pandemic. Impacts may include:

Loss of employment or reduced hours; having to stay home from work because of no day-care for children; increased utility bills because of more people staying home all day, and so forth.

The program can assist with past bills going back to April of last year, said Danielle Wood, executive di-

rector of the Warm Springs Housing Authority. The bills may be rent, power, water, sewer, garbage, and any source of heating. Payments are made directly to the party owed, be it the landlord, the power company, etc.

The program is open only to renters, and runs through September. Ms. Woods encourages all qualifying tribal and community members to apply:

Applications are available at the Housing Authority office, 1238 Veterans Way. For more information call 541-553-3250. You may also request an application via email by writing to:

era@wsaha.us

A downloadable copy of the application is available through the Housing Authority.

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A Memorial will be held for Frank Fuiava, Kendrick and Agnes Arthur, and Kalista Howtopat. There will be a Prayer Service on Friday April 23 at 2 p.m. at the Community Center Pavillion, and Services at the Agency Cemetery on Saturday, April 24 at 9 a.m.

541-923-3554
www.autorepairedmond.com

Grant funding is sponsored by the Oregon Cultural Trust, which provides funding to Oregon county groups and tribes to support the arts and heritage. The Oregon Cultural Trust is a public funded program and the funding is to benefit all tribal members, other Indians, and residents of the Warm Springs Indian Reservation. The fiscal sponsor is the Museum At Warm Springs.

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Letters to the editor

In April

April is Sexual Assault Awareness Month. Unfortunately, we will not be having our Hands Around the Courthouse this year. Instead, for community safety, we are hanging up flyers in the community. We hope to have our Domestic Violence Awareness walk in October, crossing our fingers.

The theme this April of Sexual Assault Awareness Month is ‘Online Sexual Harassment.’ And we would like to share the following message:

Sexual harassment, assault and abuse can happen anywhere, including in online spaces.

As we connect online, we can learn how to practice digital consent, intervene when we see harmful content or behaviors, and ensure that online spaces—whether they be workspaces, classrooms, social media platforms or otherwise—are respectful and safe.

If you or anyone you know is experiencing sexual harassment online, or at any time, please don’t hesitate to give us a call at Victims of Crime Services, 541-553-2293, to schedule an appointment to speak to an advocate.

Michele L. Gonzales, Advocate, Victims of Crime Services.

To students

To all students, new and continuing,

The 2021-2022 Guidelines and Application are available for the Confederated Tribes Tribal Education Loan/Grant Program—Tribal Scholarships.

For the guidelines and application, stop by Higher Education, or call me at 541-553-3311. My email is: carroll.dick@wstribes

Please read the guidelines and review changes carefully, and make sure applications are filled out completely and legibly. Incomplete and illegible applications will be returned to the applicant.

To review the changes to the tribes’ 2021-2022 Tribal Education Loan and Grant Program guidelines see page 2 IV:

Financial assistance. The additions are:

Educational Living Expenses is for on campus students attending school full time.

Full time online students will not receive the Education Living Expense, or ELE.

The ELE will be decreasing every school year accord-

ing to Confederated Tribes of Warm Springs budget.

Please note that you are required to apply for Free Application for Federal Student Aid—FAFSA. See: fafsa.ed.gov

Another requirement is that students apply for at least five other scholarships.

This is especially important in light of the fact that the Tribal Scholarship Fund—Tuition, Books and Educational Living Expenses—may decrease in the future, due to tuition increases and the increase in students graduating from high school.

The Tribal Scholarship is not intended to cover all educational expenses. It is expected that students will contribute to the cost of attending college.

The Higher Education staff is committed to helping you in any way possible to make your transition to college life easier and to ensure successful completion. Success depends on your commitment to cooperate and communicate with us.

Reminder: The deadline for Confederated Tribes Tribal Education loan and grant application is July 1 annually. If you have any questions, please call or email.

Sincerely, **Carroll Dick** Higher Education Coordinator. PO Box C, 1110 Wasco Street, Warm Springs.

Forever Learning ~ In Ichishkiin: Taaminwa (eternal) Isapsikwasha (learning).

~ In Kikisht: Daminwa (always) Enhxengiḡnan (we are learning).

In Numu: Wunawe’yoo numu tunedyo’koo (forever teaching Paiute).

JOM spring

The Johnson O’Malley Committee is accepting applications for funding of extracurricular activities for this springs, through June 10. The deadline date to apply is May 28. This is for students of Jefferson County 509-J and the Wasco County school districts. The allowance is as follows:

Grades pre-k through fifth grade: \$100. Grades six to eight: \$150. Grades nine through twelve: \$200. For graduates up to \$77.50 is available for cap, gown, tassel, sash and S&H. To apply:

Complete the Johnson O’Malley application, the JOM survey, and request for financial assistance. Attach supporting documents: flyer, roster, schedule, receipts,

etc. Submit to **Carol Dick**, Johnson O’Malley secretary, Higher Education coordinator. Drop of applications and requests at Higher Ed, 1110 Wasco St., Warm Springs. Email: carroll.dick@wstribes.org Or fax to 541-553-2203.

Birth

Amirah Marie Alexander Heath Alexander and Mariah Stacona of Madras are pleased to announce the birth of their daughter Amirah Marie Alexander, born on April 6, 2021.

Amirah joins brothers Reece, 20, and Nolan, 16.

Grandparents on the father’s side are Don and Linda Alexander of Prospect, Oregon.

Grandparents on the mother’s side are Blanca Plazola of Madras; and Andrew Stacona of Warm Springs.

Great youth opportunity

Project Zero is a great opportunity for young tribal member adults, age 20-24, to earn money, work flexible hours (25-30 hours a week) and develop on-the-job skills in environmental stewardship and the green economy.

Work will be indoor and outdoor—and will help jumpstart your career in the green sector.

Project Zero is a program of Portland General Electric, partner of the Confederated Tribes as co-owners and managers of the Pelton-Round hydro system.

The intern will work at an environmentally focused local nonprofit. Informational interviews are coming up via

Zoom. To attend one of these, please RSVP to Taaj Armstrong at:

Email to sign up for one of the following sessions: This Wednesday evening, April 21 from 6 to 7:30 p.m.

Next Thursday, April 29 from 6 to 7:30 p.m. And May 3 from 3 to 4:30 p.m.

Peer support

For anyone struggling with meth or opioid addiction, there is a new **Peer Support** Group that will be meeting on Wednesdays and Fridays at 2 p.m. To learn more you can contact Antonio Gentry at 541-615-0035 or: antonio.gentry@wstribes.org

509-J candidates forum

The Jefferson County Democrats are hosting a Jefferson County 509-J school board candidate forum on Monday, April 26 at 7 p.m.

The Jefferson County Democrats candidates forum is in Collaboration with KWSO radio, the Warm Springs Education Committee and the Warm Springs Community Action Team. KWSO plans on broadcasting the forum live on the radio.

People can also use the zoom link to access the forum:

us02web.zoom.us/j/85193426473

Candidates will have time to introduce themselves, then there will be questions and answers, followed by closing remarks.

This event is open to the public. The goal is increasing voter knowledge of candidates for the May 18 election. Ballots are mailed on April 28 and the last day to register to vote or change party affiliation is Tuesday, April 27.

Kim Schmith, Chair, Jefferson County Democrats.

Fun and healthy hiking trails near Warm Springs

Get some exercise outdoors this spring at these five hiking destinations within an hour of Warm Springs!

Juniper Hills Walking Trails, Madras. Level of difficulty: Easy.

This paved trail system includes a total of 2.3 miles of walking trails. It is located near a park with beautiful scenery.

East Hills Trail System, Madras. Easy to moderate.

Description: This newly developed trail system has a total of 20 miles of terrain which is shared with both mountain bikers and horseback riders.

Tam-a-lau Loop, Cove Palisades State Park, Culver. Level of difficulty: Moderate. This trail starts off



with a steep mile long ascent to the top of a plateau.

The path then flattens out as it takes you on a scenic 4-mile loop with views of the Crooked River and Lake Billy Chinook. The hike is completed by descending back down the trail you first came up for a total distance of 6.5 miles.

Misery Ridge and River Trail Loop, Smith Rock State Park, Terrebonne. Moderate to difficult.

This 3.7 mile loop is home to some of the best views of the Crooked River in Central Oregon.

The Misery Ridge portion

of the loop is a good physical challenge with a series of steep switchbacks. Shoes with good traction are recommended as the trail gets dry and loose through the summer. The River trail section is flatter and more mellow as it winds along the path of the river.

Otter Bench and Pink Trail, Crooked River Ranch. Moderate.

This 4.1-mile out and back trail starts out flat and casual.

There is an incredibly beautiful option to descend down a steeper trail to the bank of the Crooked River. This trail is very peaceful and has gorgeous views of the canyon.

Best Regards, Alicia Oberholzer, Physical Therapist, Warm Springs Holistic Health.

Diversity of views on Indian Reorganization Act of 1934

In 1934 the Wheeler-Howard Act—also called the Indian New Deal—provided for the formal organization of local Native governments. This was an attempt to provide individual tribes the ability to manage their own affairs.

The act also ended the allotment policy and allowed for restoration of some lands that had gone from tribal ownership to private ownership.

The act also changed the assimilation policies to allow the tribes to preserve their own culture.

There is a difference of opinion among Native American scholars who have studied the outcomes of the Wheeler-Howard Act.

In response to the k-12 education mandates of Oregon Senate Bill 13 of 2017—SB13—the Confederated Tribes of Warm Springs Culture and Heritage Committee is developing a curriculum explaining tribal perspectives on history, culture, government, language and other aspects of the Native experience. The following is a segment of an curriculum component on the 1934 Wheeler-Howard Act:

‘It didn’t pan out as we thought it was going to...’ Amos Owen on the Indian Reorganization Act of 1934:

The Indian Reorganiza-

tion Act of 1934—the Indian New Deal—dramatically changed the federal government’s Indian policy. Although John Collier, the Commissioner of Indian Affairs who was responsible for the new policy, may have viewed Indians with great sympathy, not all Native Americans viewed the Indian New Deal in equally positive terms. In this 1970 interview with historian Herbert T. Hoover, Amos Owen, Mdewakanton Sioux tribal chairman, gave a mixed verdict on the Indian Reorganization Act:

Mr. Hoover: You were going to talk a little bit about the government. I was curious to know when did this group of Indians here incorporate under the Wheeler-Howard Act.

Mr. Owen: It was 1934 when Wheeler-Howard came into effect—otherwise known as the Indian Reorganization Act. And most of the small reservations in Minnesota, they all accepted and adopted the Wheeler-Howard Act. So, Prairie Island, of course, we were on the first to go under it.

It was, we thought, a good way for the American Indian to be self-supporting and be able to get a little more land, and be able to farm the land that they have. That’s where the Wheeler-

Howard Act bought up, I think, 300 or 380 acres of land out here. And my brother and I, we were one of the ones that went farming in 1938.

We farmed until all of us left for World War II. And the other two of my brothers, they made a career out of the service. I came home all shot up and I wasn’t able to run the land. So we just leased it back to the tribal government.

That’s how the way it’s been the last few years. Everything was referred back to the Tribal Council. Any leasing that we do is all handled by the Tribal Council now; so there really isn’t anyone doing any farming now on their own.

Hoover: Did you get many benefits from the Wheeler-Howard Act, do you think? You said they were pretty limited here.

Owen: Yes, It didn’t pan out as we thought it was going to be. Of course, I was pretty young at the time, but I remember when we first organized, the Wheeler-Howard Act was I guess originally the way it was written up, it was really good. If the Indians made a little money, or they became more prosperous as a community, they could, in turn, buy up more land. That was the way the Wheeler-Howard Act was

written up. And before it went through Congress, it was revised a bit so that buying back land was struck out of some of the papers it was drawn up on. I don’t know how this came about, but it wasn’t in the charter and the constitution and by-laws when the thing came into effect. So we’ve done it; and I can’t just go out and say the Bureau of Indian Affairs have done it. But they didn’t believe in colonies like ours, a small community like ours buying back land that originally belonged to us anyway.

Hoover: Did you get any help as far as small business loans or anything like that?

Owen: Well, there were farming loans, we had the farming loans. That was the only benefit we got out of the Wheeler-Howard Act. We bought machinery and livestock and things that are beneficial to the community. In fact, they were all personal loans to families. It had its good points, too. I didn’t think too badly of the Wheeler-Howard Act. I thought it helped some of the families out here to get started in farming.

Article submitted Confederated Tribes of Warm Springs Culture and Heritage Committee, Lonnie James and Radine ‘Deanie’ Johnson.

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Tribes advocate Snake dams removal

Northwest tribal leaders are calling for the removal four massive dams on the Snake River. This would help restore the dwindling salmon runs of the river system, tribal leaders say.

In a letter to Pres. Biden and members of Congress from Oregon, Washington and Idaho, the 11 tribal representatives—under the umbrella of the Northwest Tribal Salmon Alliance—say breaching the dams is needed to avoid extinction of Snake River salmon and steelhead; and to honor treaties between tribes and the federal government.

“Congress and the president must act boldly and urgently to remove the lower Snake River dams and put into place a permanent solution to fix this crisis before it passes a point of no return,” they wrote.

The letter was signed by members of the Yakama and Lummi nations, Confederated Tribes of the Umatilla Reservation and the Tulalip, Swinomish and Makah tribes. The signers do not necessarily represent the official position of their tribal governments.

Absent from the list were representatives from the Nez Perce and Shoshone-Bannock tribes of Idaho that have treaty rights on the Snake River and its tributaries. Both tribes have endorsed Idaho Rep. Mike Simpson’s proposal to breach the four lower Snake River dams. And the Nez Perce have long been involved in a legal battle over the dams and their effect on salmon and steelhead.

Some environmental groups are against Simpson’s proposal, saying it would preclude future litigation based on the Endangered Species Act and other laws.

The Snake River dams produce hydropower and allow tug-and-barge transportation between Lewiston and the Tri-Cities. But the concrete, steel and earthen



Lower Granite Dam on the Snake River near Almota, Wash.

structures also harm juvenile fish on their downstream journey to the Pacific Ocean, despite including fish ladders.

They are blamed as one of the top causes of Snake River salmon and steelhead landing on the Endangered Species list.

Many of the tribes in the Columbia Basin and elsewhere in the Pacific Northwest signed treaties with the federal government that reserved their rights to fish in “usual and accustomed” places. If salmon and steelhead are allowed to go extinct, the federal government will not be meeting the terms of the treaties, they argue.

“Salmon are inseparable from who we are. We exist because salmon exist. They are our food, ceremony, our culture and the very heart of our economy and lifeway,” the letter to Biden and Congress states.

“Even as our ancestors’ lives and homeland were threatened, they made sure to protect within the treaties our ancestral salmon lifeway. Those treaties were promises made by the United States government. Those promises must be

kept.”

They said they can’t tolerate more delays from the federal government, and while they appreciate a collaborative process being led by the governors of Oregon, Washington, Idaho and Montana aimed at finding solutions to declining salmon runs, “the time for talk has long passed.”

The letter doesn’t mention the recent \$33 billion proposal from Simpson, Republican Congressman, that would breach the dams and mitigate affected communities and industries. Simpson’s effort is mentioned in an accompanying news release. The alliance was formed to advocate for the importance of restoration of the lower Snake River and salmon recovery in the Pacific Northwest.

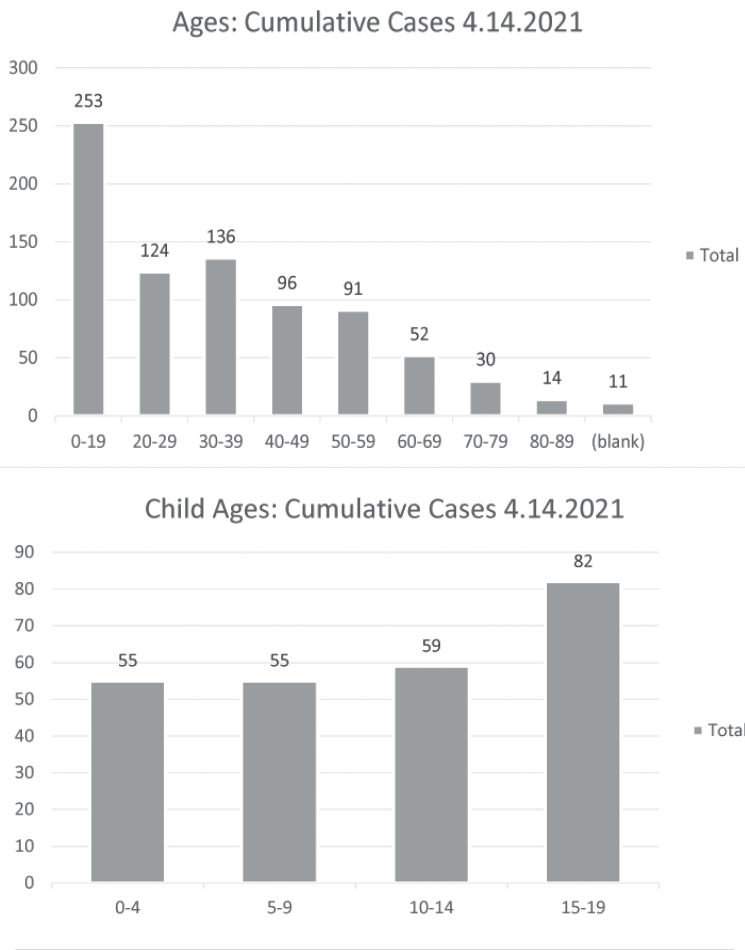
“The Northwest delegation must engage now to ensure a future where salmon are once again abundant,” said Don Sampson of the Northwest Tribal Salmon Alliance in the news release.

“What we cannot do is wait. Waiting is death. It is our sacred obligation to preserve these salmon and our ways of life.”

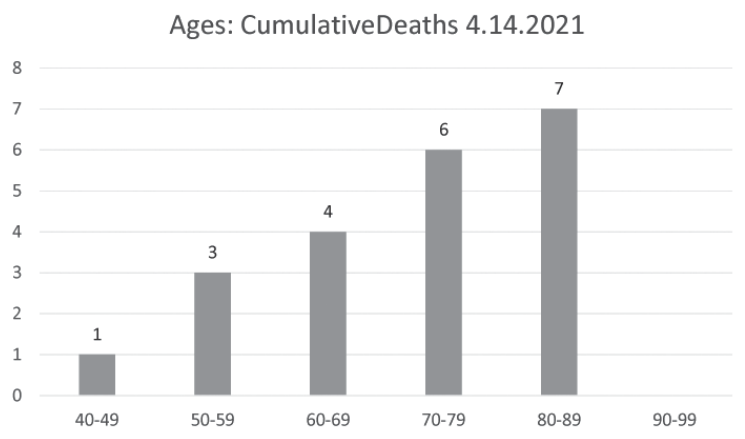
Indian Health Services and Community Health provided the most recent data on the incidence of Covid-19 on the reservation. The demographics are as of April 14. On that date there were four active covid cases on the reservation, isolating and receiving daily monitoring.

As of April 14, since the pandemic began last March, there had been a total of 807 cumulative cases on the reservation and among the IHS service area members.

Due to the number of active cases being less than five, only the cumulative numbers are reported on the demographic charts, for patient confidentiality.



As of April 14, there was one tribal community member hospitalized and on a ventilator. Since the pandemic began, 74 had been hospitalized. Total deaths due to Covid-19 among the tribal community has been 22.



Reservation burn notice

Wildfire officials are reporting that the number of small wildfires has tripled this spring partly because dry conditions.

Warm Springs Fire Management reminds you that a burn permit is required for any burning on the reservation.

You can get a permit by

stopping in at the Fire Management Dispatch office at the industrial park.

When you plan on burning, check the weather and don’t burn on windy days. You also need to call the Warm Springs Police Department to notify them that you will be doing burning prior to getting started.

State and regional responses to Covid-19 post-Easter increases

The state of Oregon—including Jefferson County—has seen an increase this month in Covid-19 cases. A part of the cause may be attributed to Easter gatherings, health officials said.

Meanwhile, as a result of the increase, a top state health official has considered indefinitely extending rules requiring masks and social distancing in all workplaces in the state.

The proposal would keep the rules in place until they’re “no longer necessary.” New Covid-19 incidence statistics are coming out this week, and could impact the school sports at Madras High School and elsewhere.

The administrator of Oregon’s Occupational Safety and Health department says the “permanent” rules are needed because of a technicality in state law that allows the

current restrictions to expire.

Here in Warm Springs you can call 541-553-2131 to set up a vaccine appointment.

From St. Charles Health

A recent message from St. Charles Health System president and chief executive officer Joe Sluka says in part:

“Almost 91,000 people have been vaccinated in Central Oregon, including more than 82 percent of our residents who are 80 and older.

“This is significant because in the early days of the pandemic, this group represented a disproportionate number of hospitalizations and deaths.

“To achieve what we call ‘herd immunity’ we need at least 70 percent of our community to get vaccinated.”

Employment with the tribes

The following are positions posted by the Confederated Tribes Personnel Department. You can reach the department at 541-553-3262.

Fish biologist II. Rangeland management specialist. Fuels monitor technician. Corrections officer trainee - limited duration. Youth barista opportunity.

Administrative/Intake/Media - limited duration. Handy technician trainee (2 positions) - limited duration. Education data clerk and research - limited duration. Budget contract and grant analyst - part-time.

Wildlife Technician. Fish Tech II - limited duration (4 positions) - limited duration. Budget contract and grant analyst -

full time. Fish Tech I. TERO dispatch/compliance officer.

Patrol officer. Food cart trainee - limited duration. Bookkeeper - part time. Archaeologist II. Patrol sergeant. Administrative officer. Home visitor (2 positions).

Conservation enforcement officer. Youth program employment - limited duration. Wildlife technician.

Covid-19 temporary technician (6 positions) - limited duration. Indian Language teacher. Wildlife biologist II. Soil scientist/watershed planner.

Director of Finance. Development director. Corrections officer (5 positions). Wildlife biologist II. Fisheries Department manager.

The Columbia River Inter-Tribal Fish Enforcement is hiring four new police officers. The officers will be based at Hood River or Boardman. Starting salary range is \$50,506 to \$55,157. Closing date is **April 30**. Employment application and full job announcement: critfc.org



Madras Possibilities Thrift Store

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Please come in to support us! We have great deals on clothing, books, kitchen items, and furniture!

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Regarding the Johnson & Johnson vaccine

The U.S. Food and Drug Administration and Centers for Disease Control earlier this month recommended a pause in the administering of the Johnson & Johnson covid vaccine.

In response and as a safety precaution, Warm Springs Community Health has been reaching out to anyone who has gotten a Johnson & Johnson dose. An estimated 190 community members have gotten the Johnson & Johnson vaccine.

For context regarding this issue: 6.85 million doses of Johnson & Johnson vaccine had administered in the U.S. Out of that total, there were six reported cases of a rare type of blood clot in individuals who had received the Johnson & Johnson shot. All six cases occurred among women ages 18 to 48 years. In each case, the symptoms appeared 6-13 days after receiving the vaccine.

Symptoms to look for include:

Severe headache. Back pain. Severe abdominal pain. Nausea and vomiting. New neurological symptoms (weakness in one part of the body, changes in vision). Petechiae (tiny red spots on the skin- look like pinpoint bruises). New or easy bruising. Shortness of breath. Leg swelling.

Warm Springs people who got the Johnson & Johnson vaccine who have questions or concerns can call 541-553-5512.

In the Tribal Court of the Confederated Tribes of Warm Springs

All proceedings are held at the CTWS Tribal Court.

CAROLYN STRONG, Petitioner., vs BRIAN RENFRO, Respondent; Case No. DO161,162,163-12. TO: CAROLYN STRONG, BRIAN RENFRO, WINTERDAWN SELAM-RENFRO:

YOU ARE HEREBY NOTIFIED that a MODIFICATION has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **19TH day of MAY 2022 @ 1:30 PM**

JUSTINE AGUILAR, Petitioner, vs PERRY KALAMA III, Respondent; Case No. DO52-21. TO: JUSTINE AGUILAR, PERRY KALAMA III, VOCS:

YOU ARE HEREBY NOTIFIED that an ELDER PROTECTION ORDER has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **11TH day of MAY 2021 @ 10:30 AM**

CTWS, Petitioner, vs MARION GRAYBAEL JR, Respondent; Case No JV59-14. TO: MARION GRAYBAEL JR.:

YOU ARE HEREBY NOTIFIED that an ASSISTED GUARDIANSHIP REVIEW has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **17TH day of MAY 2021 @ 9:00 AM**

CTWS, Petitioner, vs CARMEL ANDREWS, Respondent; Case No. JV5,6-13. TO: CARMEL ANDREWS, JOSE GARCIA, SHELLY & MODESTA MINTHORN:

YOU ARE HEREBY NOTIFIED that an MODIFICATION has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **11TH day of MAY 2021 @ 11:00 AM**

KIRBY HEATH SR., Petitioner, vs BRITTANY CRAIG, Respondent; Case No. DO54-21. TO: KIRBY HEATH SR, BRITTANY CRAIG, VOCS:

YOU ARE HEREBY NOTIFIED that a ELDER PROTECTION ORDER has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **18TH day of MAY, 2022 @ 10:30 AM**

JAMES KATCHIA, Petitioner, vs CATHERINE KATCHIA, Respondent; Case No. DO187-12. TO: JAMES KATCHIA, CATHERINE KATCHIA, BETTY GEORGE:

YOU ARE HEREBY NOTIFIED that an MODIFICATION has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **11TH day of MAY, 2021 @ 2:30 PM**

CTWS, Petitioner, vs JACQUELYN SMITH, Respondent; Case No. JV77-08. TO: JACQUELYN SMITH, STANLEY SMITH, WENDI HILLER:

YOU ARE HEREBY NOTIFIED that an ASSISTED GUARDIANSHIP REVIEW has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **20TH day of MAY, 2021 @ 3:00 PM**

CTWS, Petitioner, vs ELEANOR WILLIAMS, Respondent; Case No. JV113-05, JV167,168-05. TO: ELEANOR WILLIAMS:

YOU ARE HEREBY NOTIFIED that an SHOW CAUSE has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **25TH day of MAY, 2021 @ 11:00 AM**

CTWS, Petitioner, vs WILLIAM NAPYER JR, Respondent; Case No. JV28-17. TO: WILLIAM NAPYERJR:

YOU ARE HEREBY NOTIFIED that an CUSTODY REVIEW has been scheduled with the Warm

Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **19TH day of MAY 2021 @ 4:00 PM**

CTWS, Petitioner, vs LEI CALICA, Respondent; Case No. JV113-05, JV167,168-05. TO: LEI CALICA:

YOU ARE HEREBY NOTIFIED that an SHOW CAUSE has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **25TH day of MAY, 2021 @ 11:00 AM**

CTWS, Petitioner, vs CARL IYAKITAN, Respondent; Case No. JV80,81-09. TO: CARL IYAKITAN:

YOU ARE HEREBY NOTIFIED that an CUSTODY REVIEW has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **27TH day of MAY, 2021 @ 10:00 AM**

LOUISA FUENTES, Petitioner, vs TRACY FRANK, Respondent; Case No. DO16,17,18-21. TO: LOUISA FUENTES, TRACY FRANK, LORI FUENTES:

YOU ARE HEREBY NOTIFIED that an CONSERVATOR GUARDIANSHIP has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **2ND day of JUNE, 2021 @ 4:00 PM**

KIM LeCLAIRE & ODESSA JONES, Petitioner, vs CTWS, Respondent; Case No. DO140-20. TO: KIM LECLAIRE, ODESSA JONES:

YOU ARE HEREBY NOTIFIED that an CONSERVATOR GUARDIANSHIP has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **2ND day of JUNE, 2021 @ 9:00 AM**

TARIVIA RAMIREZ, Petitioner, vs LUIS PARRA-RAMIREZ, Respondent; Case No. DO129-15. TO: TARIVIA RAMIREZ, LUIS PARRA-RAMIREZ:

YOU ARE HEREBY NOTIFIED that an CONSERVATOR GUARDIANSHIP has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **3RD day of JUNE, 2021 @ 3:00 AM**

JANICE SUPPAH, Petitioner, vs CTWS, Respondent; Case No. DO152-20. TO: JANICE SUPPAH, ROGER SUPPAH:

YOU ARE HEREBY NOTIFIED that an CONSERVATOR GUARDIANSHIP has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **24TH day of JUNE, 2021 @ 9:00 AM**

CTWS, Petitioner, vs TALLULAH MCGILL, Respondent; Case No. JV81,82,83-17. TO: TALLULAH MCGILL, VALEDA HERRERA:

YOU ARE HEREBY NOTIFIED that a ASSISTED GUARDIANSHIP REVIEW has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **28TH day of JUNE, 2022 @ 2:00 PM**

CTWS, Petitioner, vs MARY CLOUD, Respondent; Case No. JV57-17. TO: MARY CLOUD, JOHN MARCUM, CANDASE MONTGOMERY, ROBERT RIEGER:

YOU ARE HEREBY NOTIFIED that an ASSISTED GUARDIANSHIP REVIEW has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **24TH day of JUNE, 2021 @ 4:00 PM**

CTWS, Petitioner, vs ANTONIA WAHSISE, CASEY GRAHAM, RESPONDENT; Case No. JV58-09. TO: ANTONIA WAHSISE, CASEY GRAHAM, JACOB & STEPHANIE MAY:

YOU ARE HEREBY NOTI-

FIED that an ASSISTED GUARDIANSHIP REVIEW has been filed with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **10th day of MAY, 2021 @ 10:00 AM**

JESSIE KALAMA/ ROSS KALAMA SR., Petitioner, vs TYLAYSHA HOWTOPAT, RESPONDENT; Case No. DO50-21. TO: TYLAYSHA HOWTOPAT:

YOU ARE HEREBY NOTIFIED that a ELDER PROTECTION ORDER has been filed with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **4th day of MAY, 2021 @ 10:00 AM**

MAURICIO CRAIG, Petitioner, vs LETECIA TORRES, RESPONDENT; Case No. DO133-20. TO: MAURICIO CRAIG, LETECIA TORRES:

YOU ARE HEREBY NOTIFIED that a FILIATION has been filed with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **12th day of MAY, 2021 @ 9:00 AM**

RAYMOND JACKSON, Petitioner, vs TAMERA BULLCHILD, RESPONDENT; Case No. DO130-20; DO131-20. TO: RAYMOND JACKSON, TAMERA BULLCHILD:

YOU ARE HEREBY NOTIFIED that a FILIATION SHOW CAUSE HEARING has been filed with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **12th day of MAY, 2021 @ 2:00 PM**

Lillian Tulee, Petitioner, vs Josephine Alonso, RESPONDENT; Case No. DO9-18, DO11-18, DO113-05. TO: CURT JIM, WYATT JUNIOR, CRAIG TULEE, WILMA ALONSO:

YOU ARE HEREBY NOTIFIED that a EMERGENCY CONSERVATOR GUARDIANSHIP has been filed with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **24th day of MAY, 2021 @ 4:00 PM**

CTWS, Petitioner, vs SHEILINA CHARLEY, KEITH JACKSON, RESPONDENT; Case No. JV4;75-10. TO: SHEILINA CHARLEY; KEITH JACKSON; NICOLE CHARLEY:

YOU ARE HEREBY NOTIFIED that ASSISTED GUARDIANSHIP REVIEW has been filed with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **24TH day of May, 2021 @ 2:00 PM**

CTWS, Petitioner, vs MONICA WAHNETAH, RESPONDENT; Case No. JV168-08. TO: MONICA WAHNETAH, DIAMOND TEWEE, SUE & LANCE HANDSAKER:

YOU ARE HEREBY NOTIFIED that a ASSISTED GUARDIANSHIP REVIEW has been filed with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **24th day of MAY, 2021 @ 10:00 AM**

PROBATE

In the matter of the estate of Jeannine D. Thompson, W.S., U/A, deceased. Estate no. 2020-PR45. Notice is hereby given that Jeannine D. Thompson, who at the time of her death last know residence was 1816 Kalish Rd., Warm Springs, OR, died on the 21st day of August, 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Easton Aguilar, W.S., U/A, deceased. Estate no. 2020-PR83. Notice is hereby given that Easton Aguilar, who at the time of his death last known residence was 4443 Upper Dry Creek Rd., Warm Springs, OR, died on the 12th day of December 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Emerson W. Smith, W.S., U/A, deceased. Estate no. 2020-PR84. Notice is hereby given that Emerson W. Smith, who at the time of his death

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last known residence was PO Box 707, Warm Springs, OR, died on the 15th day of December 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Jackson E. Boise, W.S., U/A, deceased. Estate no. 2019-PR55. Notice is hereby given that Jackson E. Boise, who at the time of his death last known residence was 1545 Tenino Rd., Warm Springs OR, died on the 30th day of November 2019, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Randolph H. Smith, W.S., U/A, deceased. Estate no. 2020-PR89. Notice is hereby given that Randolph H. Smith, who at the time of his death last known residence was 2679 Bear Drive, Warm Springs, OR, died on the 24th day of December, 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Joann J. Bryant, W.S., U/A, deceased. Estate no. 2020-PR62. Notice is hereby given that Joann J. Brant, who at the time of her death last known residence was 2330 High Lookee St., Warm Springs, OR, died on the 3rd day of October 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Wilfred Jim, W.S., U/A, deceased. Estate no. 2021-PR11. To Gladys Jim, Raymond Jim and Cyril Jim: You are hereby notified that an informal probate hearing is scheduled for **June 7, 2021 at 2 p.m.**

In the matter of the estate of Gerald C. Wewa, W.S. Estate no. 2020-PR86. Notice is hereby given that Gerald C. Wewa, who at time of his death last known residence was 1104 B Wasco St., Warm Springs, OR 97761, died on the 16th day of December, 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Arlita Rhoan, W.S., U/A, deceased. Estate no. 2020. Notice is hereby given that Arlita Rhoan, who at the time of her death last known residence was 1705 Foster St., Warm Springs, OR 97761, died on the 26th day of July, 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Orthelia Patt, W.S., U/A, deceased. Estate no. 2020-PR85. Notice is hereby given that Orthelia Patt, who at the time of her death last known residence was 111 High Lookee, Warm Springs, OR 97761, died on the 15th day of December 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Leroy R. Smith Jr., W.S., U/A, deceased. Estate no. 2020-PR39. Notice is hereby given that Leroy R. Smith Jr., who at the time of his death last known residence PO Box 266, Warm Springs, OR 97761, died on the 3rd day of August, 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Floyd S. Gibson, W.S., U/A, deceased. Estate no. 2020-PR61. Notice is hereby given that Floyd S. Gibson, who at the time of his death last known residence was 2237 Olallie Ln., Warm Springs, OR 97761, and the court has appointed Dennis J. White III as pub-

lic administrator.

In the matter of the estate of Serina R. Wolfe, W.S., U/A, deceased. Estate no. 2020-PR29. Notice is hereby given that Serina R. Wolfe, who at the time of her death last known residence was 6645 Wolfe Point Dr., Warm Springs, OR 97761, died on the 30th day of June, 2020, and the court has appointed Dennis J. White III as public adminisrtrator.

In the matter of the estate of Liandro Brisenno, W.S., U/A, deceased. Estate no. 2021-PR14. To Joannie Greeley:

You are hereby notified that an informal probate hearing is scheduled for **June 7, 2021 at 10 a.m.**

In the matter of the estate of Vanessa N. Sahme, W.S., U/A, deceased. Estate no. 2020-PR71. To Catherine Stewart, Frank Sahme, Candice Sahme, Krystal Finnley, Veronica Rodriguez and Danielle Sahme:

You are hereby notified that an informal probate hearing is scheduled for **June 7, 2021 at 2:30 p.m.**

In the matter of the estate of Dolan M. Wahleneka Jr., W.S., U/A, deceased. Estate no. 2020-PR24. Notice is hereby given that Dolan M. Wahleneka Jr., who at the time of his death last known residence was 1365 #B Elk Loop, Warm Springs, OR 97761, died on the 19th day of May, 2020, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Joseph D. Thompson, W.S., U/A, deceased. Estate no. 2019-PR57. Notice is hereby given that Joseph D. Thompson, who at the time of his death last known residence was 1571 Tenino Rd., Warm Springs, OR 97761, died on the 7th day of December 2019, and the above entitled court appointed Dennis J. White III as public administrator.

In the matter of estate of Illona Lillie, W.S., U/A, deceased. Estate no. 2020-PR90. Notice is hereby given that Illona Lillie, who at the time of her death last known residence was 1365 B Elk Look, Warm Springs, OR 97761, died on the 27th day of December 2020, and the court appointed Dennis J. White III as public administrator.

In the matter of the estate of Anna M. Lopez, W.S., U/A, deceased. Estate no. 2020-PR37. Notice is hereby given that Anna M. Lopez, who at the time of her death last known residence was 1819 Aut Ji, Warm Springs, OR 97761, died on the 24th of July 2020, and the court appointed Dennis J. White III as public administrator.

In the matter of the estate of Perthina White, W.S., U/A, deceased. Estate no. 2020-PR66. Notice is hereby given that Perthina White, who at the time of her death last known residence was 2567 Jefferson St., Warm Springs OR 97761, and the court has appointed Dennis J. White III as public administrator.

In the matter of the estate of Brandon L. Lucei, W.S., U/A, deceased. Estate no. 2020-PR56. Notice is hereby given that Brandon Lucei, who at the time of his death last known residence was 2754 East Spur, Warm Springs, OR 97761, died on the 11th day of September, 2020, and the court has appointed Dennis J. White III as public administrator.

From W.S. Corrections

Would you like to make a difference in your community? Have you ever wondered what happens in a jail facility?

It is more than just accepting prisoners who have committed a crime or who have violated their probation.

A Corrections Officer position will provide training and skill attainment to be successful in many areas of the criminal justice system. The work of a corrections officer requires excellent communication skills, clerical skills, and attention to detail.

If you would like more information on how you could

make a difference in your community, contact me at 541-553-1171. Or send an email: crystal.greene@wstribes.org

The jail facility is still closed due to necessary equipment that is in the process, with the BIA, of being repaired. Meanwhile, we are able to provide transport and court security services as necessary.

There is not yet a re-open date, unfortunately. In the near future we will also be looking to fill a 911 dispatch position in our office.

Crystal Greene, Warm Springs Corrections Lieutenant.



Jackson Sundown by artist Ellen Taylor, on display at the Museum at Warm Springs.

Court ruling mostly in favor of ICWA

The United States Fifth Circuit Court of Appeals this month ruled that Congress has the authority to enact the Indian Child Welfare Act. The court did, however, strike down a portion of the law that in some instances gives preference to Indigenous families in the adoption of Native American children.

The lawsuit—*Brackeen v. Haaland*—was brought by Texas, Indiana, Louisiana and individual plaintiffs. They allege that the Indian Child Welfare Act—ICWA—is unconstitutional for discriminating against non-Native families in the placement of Native children.

Congress passed the Indian Child Welfare Act of 1978 in response to Native children being removed from their homes and placed with non-Native families.

Research by the Native Indian Child Welfare Association found that between 25 percent and 35 percent of all Native children were forcibly removed from their home by state child welfare and private adoption agencies. Of them, 85 percent were placed with non-Native families, even when fit and willing relatives were available. ICWA is a safeguard aimed at preventing such a crisis from occurring by enabling tribes and families to be involved in child welfare cases.

This month the 325-page opinion document penned by Judge James Dennis and Judge Stuart Duncan included a summary of majority agreements among the 16-judge court, and several instances of a lack of consensus, which defaults to former precedent.

“The main takeaways are: basically the court did decide that at least one plaintiff has standing to bring this claim,” said Mary Kathryn Nagle, a Cherokee Nation citizen and partner with the law firm Pipestem and Nagle, which specializes in federal Indian law.

“The court basically denied, or didn’t reach full agreement, on most of the constitutional challenges. So, as a result of this ongoing opinion, the majority of ICWA remains constitutional.”

Where it gets messy, Nagle said, is that the majority of judges ruled that certain provisions of the Indian Child Welfare Act violate the anti-commandeering doctrine, which says that the federal government cannot require states or state officials to adopt or enforce federal law.

In one example, a majority of judges found that ICWA’s “active efforts” clause—which requires prospective foster parents of a Native child prove that active efforts have been made to remediate or rehabilitate the biological parent and prevent the breakup of the Native American family—“unconstitutionally commandeer state actors,” given its need for expert witnesses and recordkeeping.

The Protect ICWA Campaign, a coalition comprised of the National Indian Child Welfare Association (NICWA), National Congress of American Indians (NCAI), Association on American Affairs (AAIA), and the Native American Rights Fund (NARF), issued a statement expressing both pleasure and concern with the case’s decision.

“While the Protect ICWA Campaign is pleased to see that the court recognized that ICWA generally is within Congress’s author-

ity, we are deeply concerned that aspects of this opinion misunderstand the unique relationship between the United States and tribal nations,” the group wrote in a statement.

In 2018, a federal district court in Texas ruled that ICWA violates the U.S. Constitution. Last year, in response to appeals brought by the federal government and tribal nations, a three-judge panel from the 5th Circuit reversed that decision, reaffirming the constitutionality of ICWA. Last week, the case was heard en banc review, or by an entire court.

Moving forward, Nagle said she anticipates plaintiffs will appeal last week’s decision, sending the case to the U.S. Supreme Court to make a judgement on ICWA’s constitutionality. The “real battlefield”—in Nagle’s opinion— will be on whether or not it’s constitutional for ICWA to give preference in placement of Native children with Native families or communities, as is currently allowed by law.

“Obviously, ICWA was not about keeping children in homes that aren’t safe or where they’re abused, that’s not at all what happens here,” Nagle said.

“But I think it’s true for all children, if they can stay with a loving family member, that’s way better than going to a stranger. But the problem is here, we have strangers who want Indian children and they’re making an argument that they’re entitled to have Indian babies, and that it violates their constitutional rights if they can’t be a preferred placement for an Indian child. And that’s pretty ludicrous.”

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2015 Chevrolet Malibu - 128,135 miles - \$11,995 #42301A




2015 GMC Sierra - 27,749 miles - \$22,995 #24885A



2015 Chevrolet Traverse - 102,680 miles - \$17,995 #596969A




2014 Chevrolet Cruze LS - 100,908 miles - \$8,995 #56708B



2013 GMC Terrain- 73,376 miles - \$13,995 #20592A



2013 Chevrolet Cruze - 112,000 miles - \$7,995 #86879B



2007 GMC Sierra - 179,164 miles - \$17,995 #C0139



2007 GMC Yukon Denali- 163,339 miles - \$13,995 #00488B



2006 Chevrolet Silverado - 160,901 miles - \$18,995 #08841A



A defining aspect of Native culture

It’s unclear exactly how abundant wild salmon were before non-Native development of western Oregon in the mid-19th century. An estimated 17 million salmon once filled the Columbia River Basin, said Jeremy FiveCrows, public affairs specialist for the Columbia River Inter-Tribal Fish Commission. According to recent year counts, under two million remain.

Salmon runs are celebrated as a renewal of life each year, and allow the transfer of traditional values from generation to generation. “It’s a whole culture that’s based on a place and these sacred foods that are all of a sudden going away, declining or moving into other ranges,” Mr. FiveCrows says.

“That is a huge problem for a culture that’s based on those foods.”

Gabe Sheoships, a Cayuse-Walla Walla tribal citizen, works as a fisheries biologist and Indigenous educator at Portland State University and as the executive director of Friends of Tryon Creek, a non-profit organization focusing on education about the natural world. He teaches about ‘first foods,’ the foods Indigenous people traditionally hunted and harvested in the region: berries, roots, deer, elk and salmon.

“Salmon is essential to both sustenance and lifestyle, fishing, harvesting, gathering and also to survival,” Mr. Sheoships says. “Salmon were and are an important piece of culture in the Pacific Northwest.”

Many tribal citizens live year-round on the Columbia River in fishing camps: They depend on salmon and steel-

head for their diets, trade and local economies.

According to Jeffrey Ziller, a fisheries biologist for the South Willamette Watershed District, the construction of dams was the most significant factor in declining salmon populations.

“Every assessment that has been done since I’ve been around has fingered the dams as the major limiting factor to salmon in the Willamette system,” Mr. Ziller says. “There’s obviously good reasons for that. Until we can fix the downstream passage issues at those dams, it will be extremely difficult to recover spring Chinook salmon in the Willamette Basin.”

In the 1970s, there was a real possibility that whole segments of the salmon population would go extinct. “So the tribes said, ‘If there’s no fish, it’s the same as not having a treaty right to fish,’” Jeremy Fivecrows says.

Through their restoration plan, Spirit of the Salmon, the Columbia River Inter-Tribal Fish Commission contributed to the halt in salmon decline and numbers rose from near-extinction levels. At the same time, fish hatcheries became the easiest way to return fish to the river. Today, some fisheries in the Columbia Basin are completely reliant on hatcheries.

Following the completion of the dams, an agreement was made between the Oregon Department of Fish and Wildlife and the Army Corps of Engineers to mitigate the harm to fish populations caused by the dams. Hatcheries were seen as a viable solution.

“The hatchery system is very much in the U.S. agricultural model, which is, ‘We’ll grow the biggest and best fish and set it loose and hopefully it comes back,’” Mr. Sheoships says.

The justification for recreational hatchery programs parallels the motive for the dam project: the economy. Currently, wild salmon numbers are too low in the Willamette Basin, for instance, to sustain any kind of consistent angling or harvesting, creating the need for hatcheries.

The future of salmon conservation in the Columbia Basin is uncertain. As the planet warms, salmon face yet another existential crisis. Today, one-third of freshwater fish are facing extinction. In 2020 alone, 16 different freshwater species were declared “extinct” by the International Union for Conservation of Nature Red List of Threatened Species.

Still, there is cause for hope as tribes, government agencies, conservation groups, private interests and others are aware of the peril.

In a recent development, Jaime Pinkham, Nez Perce tribal member and executive director of the Columbia River Inter-Tribal Fish Commission, was appointed to oversee civil works for the Army Corps of Engineers.

The appointment is significant: “Indigenous people have always been adapting and are pretty resilient,” Mr. Sheoships says. “I think society needs to follow suit and adapt.”

by Clayton Franke
The Daily Emerald
University of Oregon.

Water conflict along the Ore.-Calif. border

One of the worst droughts in memory in a massive agricultural region straddling the Oregon-California border could mean steep cuts to irrigation water for hundreds of farmers this summer to sustain endangered fish species critical to local tribes.

The U.S. Bureau of Reclamation, which oversees water allocations in the federally owned Klamath Project, is expected to announce this

week how the season’s water will be divvied up after delaying the decision a month.

For the first time in 20 years, it’s possible that the 1,400 irrigators who have farmed for generations on 225,000 acres of reclaimed farmland will get no water at all—or so little that farming wouldn’t be worth it. Several tribes in Oregon and California are equally desperate for water to sustain threatened

and endangered species of fish central to their heritage.

A network of six wildlife refuges that make up the largest wetland complex west of the Mississippi River also depend on the project’s water, but will likely go dry this year.

The competing demands for a vanishing natural resource foreshadow a difficult and tense summer in the region.

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