

## COUNSEL OF RECORD REPORT # 9

In my last Report, I urged our prayers for the health those Elder Uinta plaintiffs who have stood beside us in our battle for justice. I am saddened to hear about the recent passing of Alvin Richardson Denver who passed away at the age of 84 on November 20, 2004. I always referred to “Big Sonny”(Roll #87) as our Terminated Mixed-blood “poster boy” since he exemplified the glaring injustice, the Ute Partition Act, that stands as a shameful chapter of American History. He served his military service in WWII as a combat “SeaBee” in the Pacific War Theatre.

After ending his military service, Sonny worked hard on his land assignment that was given to him by the Ute Tribe in 1948 for his honorable service to our Nation. When the UPA was passed by Congress in 1954, Sonny lost his land and was forced to lose all of his hard work in building him and his family a Ranch south of Mt. Emmons, Utah, in the ancestral Uinta Homelands. To me it is hard to believe that the U.S. Congress would heartlessly pass the UPA upon the basis of the lies, fraud and deception of BIA officials who falsely stated that the Uintas voluntarily sought their own cultural “suicide”. It is a sad indictment on our Congress that it would blindly ignore the rights of a proud military veteran who willingly put his life on the line in WWII to protect the basic rights and freedoms of our Citizens that were later stolen from him by the passage of the UPA in 1954.

On my next visit to Roosevelt, Utah, I will take some Apache blessing pollen (“hoddentin”) and say a prayer and throw the pollen in the sky and to the Mountains as my personal thanks to Sonny that he hung in there so long with us! He was an inspiration and I have handed out the flyer with his picture on it to many people. We must continue on behalf of all our living Uinta Elders and those who have passed on wondering why this Great Nation stomped them and their rights into the mud.

As we await U.S. District Court Judge Roberts’ decision, I want us all to take an extra effort to continue our efforts at educating the public about the Felter litigation. In this newsletter, you will see a letter written to President Bush. I challenge all of the Felter plaintiffs to do what you have to do to get the letter, with your signature, sent by U.S. Mail to President Bush as soon as possible. While you are at it, send a copy of the letter to you local state and federal elected officials.

Over the Xmas Holiday Season, I will personally draft other letters and get them out to other organizations and groups interested in championing the cause of human rights for minority groups in Countries throughout the World. We have asked why our Great Nation demands that other foreign counties respect the rights of their citizens and their minorities when none of our elected officials have the guts to come forward, stand beside us and support a national cause, repealing the UPA, that can be corrected by Act of Congress. We need elected officials who will not be cowards and who will ask why non-Indian entities like “William

T. Piper, Joint Venture” (162 shares), the “Corporation of the Presiding Bishop of the Church of Jesus Christ of the Latter-Day Saints” (5 shares) and “Wayne Hummer & Company” (100 shares) own UDC shares that Congress never intended them to own? Where is the Act of Congress that amended the UPA to authorize non-Indians to own valuable shares allocated solely for the use and benefit of the terminated Mixed-Blood Uintas in their efforts to become “mainstream” members of majority white society after they were stripped of their Uinta identity? Has anyone ever told the U.S. Congress that the UDC is a sham organization composed of a majority of non-Indians and non-Indian businesses? To me the fact that the BIA allowed shares of the terminated Mixed-Bloods to be put out on the open market for sale or transfer voids the whole intent and purpose of the UPA. Are these non-Indian owners of UDC shares so devoid of moral values that they don’t care that they are benefitting at the expense of the terminated Mixed-Bloods who were hooked and crooked out of their UDC shares and grazing rights?

We have just endured a Presidential campaign that emphasized “Moral Values” as the center piece of what America is all about and why only candidates believing in Moral Values should be elected. In my personal opinion, until the federal courts do the right thing and let your case go to trial on the merits of the causes of action in the amended Felter complaint, there will remain a gigantic vacuum of so-called moral values right in the middle of the State of Utah and in the midst of persons who hold themselves out as having deep religious conviction on what is right and just. Will the non-Indians who own your UDC shares do the right thing for the cause of “Moral Values” and give them back to you? I doubt that these hypocrites will even think of anything of the sort while they spend the money they put in their pockets and bank accounts that is covered with the blood, pain and agony of 490 human beings who were left defenseless by the BIA when their wallets were picked by scheming and unscrupulous attorneys and other non-Indian thieves.

Let’s say it like it is folks. Be proud and don’t be afraid to speak out each day to the world about a dark and shameful chapter of United States history that the rich and powerful don’t want in the International Community of Nations who are sincere about respecting the rights of their minority indigenous citizens. Write to “Wayne Hummer and Company”, the “William T. Piper, Joint Venture”, the “Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints”, “WDE Oil Properties”, “First Arrow Trust”, “Four M Trust” and other listed on the UDC shareholder’s list and ask if they would give the shares back to the intended beneficiaries. Hell, I have been unjustly attacked and ridiculed by influential attorneys, powerful federal and tribal officials now and in the past for taking on the advocacy of persons wronged by the “system”. I keep on going forward like that bunny rabbit on the TV commercial who bangs on the drum and “just keeps going and going” knowing that the Spirit of our Proud Warriors who never sold out their people will protect and care for me as we put the light on America’s own brand of homegrown apple pie “terrorism” toward its own indigenous citizens that remains as a stain in one of most politically conservative and religious states in the Union, the State of Utah.

I urge each of you to read the Amended Complaint in the Felter case to enforce your understanding of what this federal actions seeks to achieve. I urge each of you to step forward with courage and firmness and take every chance to open up the closed ears of all Americans, our President and the U.S. Congress so they will hear how the rich and powerful stooped down into the gutter and happily covered themselves with the filth and muck that comes when they took from weak and defenseless Uintas who had their hands tied behind them by the federal government. GET YOUR LETTERS OUT TO PRESIDENT BUSH!

I can't wait to get back up there and let our 490 balloons loose again in the glory of the Great Spirit's Clear Blue Sky to be carried by the Winds and out over our Indian Lands. Sonny's balloon, #87, will fly on forever!

Dennis G. Chappabitty  
Counsel of Record