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Mixed Blood's Direction

A Quarterly Newsletter for The Plaintiffs of Felter-vs-Norton



COUNSEL OF RECORD REPORT # 11

July 21, 2005

Our client "Update", held on July 2, 2005 in Roosevelt, Utah, on the Felter federal civil action currently before U.S. District Court Judge Roberts in Washington, D.C. was an overwhelming success! I want to thank all of you who able to attend for filling the meeting hall with positive energy and prayers! The raffle was a success and the food was very delicious.

After I returned from Roosevelt, I went almost a week later to Lawton, Oklahoma to attend a General Council meeting held by my Tribe, the Comanche Nation. I have been working with the Business Committee of the Comanche Nation on reviewing our Constitution and Bylaws. With over 12,000 tribal members living all over the United States, it is a challenge in guiding this project in a way that accounts for all the opinions, criticisms and views of our members. Going from Roosevelt and working with all of you then to Lawton to work with my Tribe kept me very busy. I checked my email every day in Lawton praying that a positive decision in our favor would be forthcoming from Judge Roberts. As of this date, the Court has issued no decision on the defendants' motion to dismiss our case.

While in Oklahoma, I was able to learn from the Internet news service, Indianz.com, that Judge Royce C. Lamberth issued an order raking the Bureau of Indian Affairs over the coals for its dereliction of duty toward Indians in the Cobell Individual Indian Money Trust Accounting case. I hope that Judge Roberts gets wind of this scathing order against the BIA since he sits in the same Federal District Court as Judge Lamberth.



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I told our group of clients at the Roosevelt meeting that we need to keep our eyes and ears open for any information about the Ute Distribution Corporation. Who is actually behind some of those companies that might just have commercial drop boxes as their address of record? I am convinced that the UDC has been keeping a tight lid on any information that might wind up in Congress letting the world know that non-Indians are making a great deal of money out of the immoral termination of the Uinta's. Wayne Hummer, Inc. holds itself as an "ethical" company. What would its shareholders think if they find out Hummer is making a great profit from the legacy of a genocidal "hate crime" called the Ute Petition Act.

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SMOKE SIGNAL'S

On the morning of May 16, 2005, Elmer L. Hackford, walked the star trail to be with those who he loved that have gone on before. Elmer is the seventh plaintiff on our case who has passed on and will be greatly missed by those who knew and loved him. Elmer left behind his daughter Rebecca, 3 grandchildren, 8 great-grandchildren and 1 great-great-grandchild.



Connie Mack Denver Sr.

A Traditional Healer, Roll #89

By Gwendolyn Rose (Denver) Marquez, roll #92

Connie Mack Denver was born on October 14, 1913 in Fort Duchesne Utah, the first Son and second child of Elmer Denver Sr. and Mary May (Harris) Denver. As a youth Connie was raised, as was all his brothers and sisters, in the traditions of his parents and Grandparents.

In his youth, Dad was educated at the local Whiterocks Indian school and later on as a young Man attended Brigham Young University in Provo UT then transferred to the University of Southern California.

All his adult life, Dad worked as a Stone Mason. He learned this trade and received a degree from the Haskell Institute in Laurence, Kansas.

In the mid 1930's, my Father was a member of the Los Angeles Athletic Club where he trained with the great Jim Thorpe and ran track with Harry Chaka and was a member of the U.S. Olympic team at the 1932 Olympics in Los Angeles where he competed in the track and field events.

During this time of his life Dad helped to build the local Jailhouse in Fort Duchesne, Utah and did a lot of the concrete work on and off the reservation. In 1937 he moved to California where he worked building the government housing on the Southern Paiute Reservation in Bishop CA. His skill was so much in demand that at the start of world war two it took him to Hawthorn Nevada where he put his trade to work building the ammunition storage bunkers at the Naval Armor just out side of Hawthorn. In Bishop and throughout the state of California, Connie was well known for his masonry, the beautiful works of veneers on buildings and the fireplaces he build which can be seen and are still in use at the sky resorts of Mammoth Mountain and June Lake in the Sierra Nevada Mountains of California.

It was during this time while living and working on and around the Paiute Reservation that he met and fell in love with the Woman he would spend the rest of his life with. On January 6, 1942 Dad married Rosaline Marie Butcher a beautiful young Indian girl from across the White Mountains east of Big Pine, CA, just west of Death Valley. It was on Tu Su Lane in Bishop were Dad hand build the home for his family and where their would live the rest of the life's. The beautiful fireplace he build was constructed from rock, hand picked from the local area and to this day it holds our story of Dad's legacy.

Connie was well respected not only for his talent as a stone mason but also as a Sundancer and healer. His Sweatlodge brought together all Native American from thru out California and Nevada. Mother and Father welcomed all people who asked for help. So as far as I can remember Mom and Dad were "just" people. He believed in faith, as a Catholic and also in his native Ute up bring. Both my parents were spiritual in their beliefs in God and the blessing of the Grandfathers.



Father helped the Bishop Paiute Elders as a director and also helped coach the Middle League baseball team in bishop. He loved his Native American Music, hunting and fishing and would often recall his younger day's playing Hardball (baseball). He played Baseball in Fort Duchesne against other teams from around the area. He also played in Bishop and Big Pine. The Big Pine team players were mostly Paiutes and they had a big revelry with the other towns. Their team name was "Warriors" and their coach was Burt Griffith whose grandson went on to play in the Major leagues, his name was Matt Williams, Connie Jr. and Reg both grew up with and competed against him in baseball.

Our family was truly blessed to have such a wonderful Father; he was our provider and always kept the fireplace burning and stocked with wood. He had a wonderful wife who stood by his side through thick and thin and he conceited her his equal. The Creator could not have blessed us more with such loving, thoughtful and trustworthy parents.

Connie Mack Denver Sr. walked the star trail on November 11, 1993 at the Washoe Medical Center in Reno, Nevada, just 28 day's after celebrating his and his wife Rose's 50th wedding anniversary.

May god bless their souls and keep their spirits on the "happy hunting grounds" to protect us from evil. I feel his presence every day and know that some day we will all be together again. I play the two song's Dad left us. "Marilyn's" song (for our deceased sister) he dedicated it to and his "Eagle" song.

Connie's life was fulfilled with every story he told and every step he took on earth. No one will ever replace his "Moccasin's." I miss him dearly and have nothing but good memories of a just and kind man. I am what I am because of his teachings, which is to respect all life on earth



Until we are able to see the identities those individuals are who stand behind those companies, I will always believe that we might be in for a great surprise. Back in the 1950's and 1960's in and around Roosevelt, the BIA issued "hunting licenses" for non-Indians to go out and get big game in the form of UDC stock certificates, and shares in the Rock Creek Cattle Range and Antelope Sheep Range Companies. None of the non-Indians who got these certificates and shares cared one itty bit about the fact that they were taking these valuable pieces of paper from unsophisticated Uinta's who the BIA failed to protect from the conniving and fraud of these low-brow types, types that would sell their father's and mother's underwear if they could get away with it and make a profit! They had no problem in scamming even minor Uinta's out of their valuable shares and UDC stock certificates. It was all about money and snatching the valuables from Indians who they believed were dumb and dirty and didn't deserve the "gold" because they would lose it or drink it away anyway!! Hey, tell it like it is! I get really mad. Has anything changed for the good in Utah? Why all the secrecy, dudes?

Now, how can any competent court allow this sordid low level of chicanery to occur where the true parties that Congress intended to have the benefit of these extremely valuable stocks and shares RIGHT NOW and after their termination in 1954 don't have them and wealthy companies do? Look at the price of a barrel of oil and the importance of water in the West. Those "fat-cat" non-Indians with the Uinta's' stock and shares are laughing their way to the bank knowing that our U.S. Congress believes that the UDC is actually composed entirely of successful terminated Uinta's, "dark skin" types. Do you think any of these "fat-cats" would even consider doing the right thing and return at least one share or stock back to the Uinta who originally owed it? Hey, these "fat-cat" types got not shame or conscience for what happened to the Uinta's beginning in the 1950's - to them its all about \$\$\$ and concept of social justice is nowhere in their greedy little minds. They sleep really sound at night dreaming about how richer they can get out of all of this and keep their starched whites gloves clean from the filth and stench of an Act of Congress, the UPA, that was nothing more than legalized cultural genocide. The Nazis ordered Jews to pull the gold teeth out of their own blood with pliers after they were gassed and heaped in piles to rot. There is nothing different here, my friends.

We must get evidence to Congress about the best kept secret in the world: that non-Indians infiltrated into the UDC in broad daylight while the BIA watched and they now enjoy the wealth and benefits that were taken from the terminated Uinta's. Where in the UPA did Congress legislate an amendment to this law that puts non-terminated non-Indians (whites) in an organization, the UDC that is valid as to its existence only if the terminated Uinta's comprise its membership? Didn't Congress create the UDC as a vehicle meant only for those who were terminated to drive and control? When whites got "behind

the wheel" and in control of the UDC, termination did not happen as intended by Congress unless the UPA was amended to allow for this. Sounds to me that this fact invalidates the UPA instantly and the terminated Uinta's weren't terminated at all. Get read to hand our money and land back over dudes!

Hey, let's switch with the whites on the UDC for a week so they can really see what it is like to be "(ex)terminated" and wondering where they will get money to pay their bills, feed and educate their children so they won't wind up traumatized for life because of the UPA and racism in Utah.

That's what our Felter case is all about. We will continue to tell Congress about this injustice even to our last breath. At the July 2 meeting, I could feel the positive energy and presence of the Spirits of our long gone Uinta's who died, hearts torn out and thrown in the ditch. They long for justice and they will be visiting the "fat-cats" and those who acted and continue to act in conspiracy with them (BIA) in the dark of night when they sleep.

Pray in your own way for Spiritual Guidance in our Battle so we will remain together and keep our all of our eyes straight toward the heart of justice.

Dennis G. Chappabitty

Counsel of Record

Report on the Meeting of July 2, 2005

By: Earl Denver

Before getting into the main topic presented at the meeting, I would like to take the opportunity to personally thank those plaintiff of Felter-vs-Norton who took the time to attend the meeting on such short notice. I especial want to acknowledge Naturich (Kolb) Nielsen and those members of her family who were able to be there with her, what a lovely Lady. Grandma Nielsen just celebrated her 90th birthday on May 30th of this year and is the eldest plaintiff in Felter-vs-Norton. Grandma Nielsen is the Daughter of Ethel (Daniels) Kolb and the Granddaughter of Grandma Rose Daniels.

The meeting got underway with the pledge of allegiance, by Ellis Denver with Julian Reed Jr delivered the opening invocation on our behalf. The podium was then given over to our attorney Dennis Chappabitty who start the meeting and present his report and update on the events that has transpired since the last meeting was held.

Dennis started the meeting by stating that until there is a ruling from Judge (Richard W.) Roberts he has made a decision that no person will be removed from the case for not paying the full fee agreed upon when they signed the agreement to join the case at this time. Although He did say that this doe's not mean that some may be dropped in the future for not keeping with the agreement. Dennis also said he encourages those who still own to make an effort to pay some amount. That he has no desire to drop anyone from the case but may be forced to when the Judge renders a decision.

The latest development was notifying the federal judge over the case that the 90-day period to rule on the government's motion to dismiss the case has long passed. The government's motion to dismiss was filed in November 2003. "No one can go down into the judge's chambers and pound on his desk and demand that he render his decision right now, that's just not the way it works," he said. "The notice that has been filed is proof that we are doing our best to remind Judge (Richard W.) Roberts that we believe his decision is long overdue.

To date there are a total of 650 individuals who have made a commitment to become plaintiffs in Felter-vs-Norton. That's 400 individual who desire to join this case sense the amended complaint was file in November of 2002. Dennis said he will be filing an amendment with the court in Washington D.C; in the near future, adding the additional 400 individual name's as plaintiffs to Felter-vs-Norton.

At around 1pm Dennis finished his presentation at which time Julian Reed perform the tradition blessing of the food and we all took part in a delicious potluck lunch. I would like to thank each and every one of you who provide a side dish, each one was delicious and there was enough for everyone to have a second helping. The food that was brought to the meeting only reaffirmed the fact that the

Uinta's are excellent cooks!

After the break the donation raffle was held with quite a few very excellent hand crafted gifts given away. LeAnna Thurnhorst worked very hard gathering the donated items to be given away and with the help of her husband John they both made the donation raffle a huge success. THANK YOU LEANNA and JOHN!

The next session of the meeting was devoted to the honoring of all our member on Felter-vs-Norton who has passed on sense the case was filed and in whose memory we are united together in this cause. They never lost hope that one day the injustices they suffered would be corrected. A pray was offered up to the creator God that we will never waver and that we will be given the faith, courage, strength and perseverance in their memory to carry through to the end. Each deceased Uinta's name was read from a list with the acknowledgement of their termination roll number or was a descendant of an original terminated Uinta. Then the Eaglewing singers preformed the traditional songs on the drum especially made for the terminated Mixed-Blood Uinta's of Utah, those singing were Julian Reed, Kila Woods and Clint Grunwold. Any mixed-blood interested in joining the drum group can contact Julian. Oranna who can tell you how get in touch with Julian.

After honoring those who have gone on we held a special ceremony honoring Naturitch (Kolb) Nielsen our eldest member on the case, or if I may say, the Matriarch of the Terminated Mixed-Blood Uinta's of Utah and I honor Her by calling Her "Grandmother." We also honored Dennis and Linda Chappabitty and ask a special blessing be on Dennis that the Creator God will be with and guide him though the litigation process, and that he will come out successful in this battle he is fighting for us.

The meeting ended with Naturitch and Yours truly talking on the effects that termination has had on them and their family's. Grandma Nielsen spoke first reading from a prepared script written by her before the meeting. Grandma Nielsen's presentation painted a vivid and heart-moving story of the effect termination has had on her and her family and what she wanted for her family through this case.

I won't go into all the details of what I said while in front of the podium but will only summarize. My first statement to the members was that there is nothing I could say on the effect that termination has had on me personally because each member has suffered though the effects of termination only worse. I was too young to understand what had happened at that time. It wasn't until years later that I came to understand the effect it had on my family especially my Father and Brother. In the last portion of my talk I spoke of what I wanted from the repeal of Termination. All I want is an identity for myself and for those who lost property that it be restored back to them along with their identity as American Indian.

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By: David Felter

At the beginning of the meeting Dennis invited Allen Reyes to the podium where Allen gave a presentation on a documentary he is working on. Allen invited everyone out to Bottle Hollow on Monday July 4 at 9.00am to be video taped in order to put a face on the struggles that we're facing. He also had tee shirts screen-printed protesting a statement made by the Utah Assistant Attorney General who said, "The Constitution doe's not apply to America Indians."

A big Thanks to all who attended the meeting and thanks to Oranna, her family and all the other's who work hard putting this meeting together and making it a success.

May God our Creator bless each and every one of you, may we be united in this struggle to undo the injustice that we are suffering through.

All my Relatives.



He never left a track, as he walked across the land. Nature was his only guide, his only helping hand. He trusted in this way of life, all thing it did supply. Though countless years he never dreamed this way of life could die.

In harmony his life was lived, as part of a great plan. He never tried to change his world for the benefit of man. He had all things he needed and took only for his need. A way of life where you wasted not, there was no such thing as greed.

He followed herds of wild beasts, thru the seasons of the year. All needs were well provided for, by the Buffalo and Deer. His shelter from the cold north wind, his foods his clothes, his tools. Nature was, always in charge and he followed natures rules.

But change does come and everyone, eventually will change. When progress marches forward, many lives must rearrange. From the east, men came one day, to remove him from this land, although he fought, he could not stop, what he did not understand.

On reservations far away, to a life he did not know. They would teach him how to farm the land, how to make things grow. Some tried and failed and some rebelled, most are still misunderstood.

Today he lives a peaceful life, in his modern reservation home. But in his dreams he is free again, where buffalo still roam. Yet there are times he tells himselfm this is not how it should be. Then he leans back in his easy chair, to watch a western on T.V. df 10/03



Commentary

By: Earl Denver

With the growth in technology speeding up daily and with increase growth in 24 hour news cable channels there is a tendency among those whose job it is to come up with enough news to fill those 24 hours to sometimes report on rumors or to file a story or to quote someone making a statement that later proves to be untrue. Jumping the gun in order to be first to get the story on the air sometimes has dire consequences that can inflict harm upon a person and even destroying lives.

The reason I bring this subject up is there are some out there that would love to see this case fail. Their reason for wanting our case to fail I won't comment on but rest assured they are out there. If you hear a rumor or if someone makes a negative statement about the case of Felter-vs-Norton I would encourage you to first check with Oranna or the Attorney on whether the rumor or statement is true before making up your mind. These people will try to persuade you anyway they can to drop out of the case. They'll do this by using the same tactic's that's worked over the year's, divided and conquer, there are those out there who likes the status quo and doesn't want the Ute Partition Act to be repealed.

Our Attorney Dennis Chappabitty is a man of great character and he deeply care's about our struggle. I have all the confidence in the world in him.

Stay strong have faith and in the end we will prevail.

The Mixed Blood's Direction

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Let us know your thoughts and what is happening with the people we all shared our lives with, write and let us know. Write to the Mixed Bloods Direction at the address below or e-mailing edenver@bak.rr.com. We're looking forward to hearing from you...

The Mixed Bloods Direction
27913 Taft Hwy
Taft, CA 93268