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**MINUTES
OF THE
TRIBAL EXECUTIVE COMMITTEE
May 13, 14, 1961**

The meeting was called to order at 9:30 A.M. by the Acting Vice President, Allen Wilson. Invocation by Reuben Rock. Roll Call was made by Secretary, Peter Dufault of members of TEC. All members present.

The first order of business was the Attorney's Contract to be enacted upon. This was a continuation of business of TEC meeting of the previous day. Attorney Lindquist was called upon for an explanation of the contract.

Attorney Lindquist stated that although they had run into many problems in Washington in regard to Indian Claims, the Chippewa Claims against the U. S. Government are pretty solid. He explained that the Attorneys cannot represent the Chippewa Indians any longer unless there is an Attorney Contract in effect. He stated "If there are funds available for payment of the fees, O.K., if not, O.K., but there must be a contract or we cannot enter the Courts to represent you". He stated that the Red Lake Band pays their attorneys the sum of \$6,000 per annum, and they will render their services to the Minnesota Chippewa Tribe on the same basis. He then read the proposed contract. He stated that a contract had been drawn up some years ago and approved by the Minnesota Chippewa Tribe whereby the attorney fees would be paid first out of any monies recovered on behalf of the Tribe, however, the Minnesota Chippewa Tribe does not receive any of this money. The money recovered from these claims belongs to individuals and not to the Minnesota Chippewa Tribe so the attorneys fees could not be paid from this money.

Mr. John Pemberton requested an explanation of the difference between the old contract and the proposed new contract.

Mr. Lindquist explained that this contract has nothing to do with claims. It is merely representation of the Minnesota Chippewa Tribe in day-to-day matters, the claims contracts have not been changed, but it is still necessary that a contract be on file in order for them to appear before committees, courts, or to consult with any bureaus. Payment would be in quarterly annual installments of \$6,000 per year plus \$250 per day for all court action. This follows along the Red Lake contract.

There was dissatisfaction expressed by various TEC members regarding the \$250 a day for court action, who felt that the attorneys should receive a straight salary of \$6,000. Mr. Lindquist agreed that this could be deleted from the contract.

A motion was made by Peter Dufault to delete the \$250.00 per day payment from the attorneys contract for court appearances. Seconded by Gerald Sheehy and passed by a vote of 11 for and none against.

Motion was made by John Rousseau to accept the attorney's contract as amended. Seconded by Gerald Sheehy and passed by a vote of 11 for and none against.

A discussion followed as to why no other attorney firms had been contacted before entering into an agreement with Mr. Lindquist and firm. Messrs. Wilson and Sheehy explained that the Lindquist firm had represented the Minnesota Chippewa Tribe for many years, knew all the facts regarding claims, etc., and that the tribe had every confidence in Mr. Lindquist.

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As suggested by E. McArthur, MCT goes on record to honor Wm. Heisler for his efforts and years of service to the MCT.

Meeting recessed at 9:30 p.m.

Meeting resumed at 10:30 a.m., May 14. Roll call by Secretary DuFault. Quorum present.

Mr. John L. Pemberton is called upon to explain the enrollment ordinance to be enacted upon. Mr. Pemberton explained that under the present set-up, children born after 1941 are not eligible to receive any monies coming from any suits recovered by the MCT. Mr. Pemberton then read the proposed ordinance, explained and discussed each article and stated that it had been approved and accepted by the Secretary of the Interior and returned to the tribe for enactment. He explained that the Enrollment Committee appointed to draw up the ordinance was comprised of one representative from each reservation and two non-members. The committee was appointed by Simon Howard, who was then President. Mr. Rex Quinn of the central office assisted in drafting the ordinance. Mr. Pemberton stated that the 1941 annuity roll will be used as the Basic membership roll which includes the five reservations and Mille Lacs, and which sets no blood quantum for enrollment. Those persons stricken from rolls will be taken into consideration and illegitimate children will be enrolled if they meet enrollment requirements. Mr. Pemberton stated it was necessary to set the $\frac{1}{2}$ degree blood quantum in the ordinance in order to receive approval of the Department of the Interior which defines an Indian as being of $\frac{1}{2}$ or more degree Indian blood. After settlement of all claims then the $\frac{1}{2}$ degree blood quantum will apply. If the MCT does not set up enrollment rules, then the Department will make their own rules. Simon Howard stated the IL delegation wished to propose that the ordinance be taken back to each reservation to be studied and be brought up again in the August meeting. Mr. Pemberton stated that this matter had been pending for two years and felt that the people should be aware of what they wanted. Motion made by G. Sheehy to present ordinance to delegates for vote. Seconded by J. Rousseau. Motion carried 11 ~~to~~ *yea*. The Enrollment Ordinance was then voted on by secret ballot with the following results: 29 to accept ordinance
15 apposed ordinance.

*Pursuant to Article IX, Section 3, of the Constitution and Bylaws of the Minnesota Chippewa Tribe approved by the Secretary of the Interior on July 24, 1936, the following rules and regulations shall cover the membership and enrollment in the Minnesota Chippewa Tribe.

- (a) Basic Membership Roll - All persons of Minnesota Chippewa Indian blood whose names appear on the April 14, 1941 annuity roll, which shall be known as the basic membership roll of the Tribe, provided the Tribal Executive Committee shall, within two years after the approval of this ordinance, correct the basic membership roll, and such roll shall be subject to ratification by the Tribal Delegates at their annual or special meeting.
- (b) All children of Minnesota Chippewa Indian blood born between April 14, 1941, the date of the annuity roll and the date of the approval of this ordinance by the Secretary of the Interior to a parent or parents, either or both of whose names appear on the basic membership roll, provided an application for enrollment is filed with the Secretary of the Tribal Delegates within one year after the date of the approval of this ordinance by the Secretary of the Interior.
- (c) After the approval of this ordinance by the Secretary of the Interior, all children born to a parent or parents whose names appear on the basic membership roll shall be eligible for membership, provided they possess

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at least one-quarter (1/4) degree Minnesota Chippewa Indian blood, and provided further that an application for enrollment is filed with Secretary of the Tribal Delegates within one year after date of birth.

- (d) No person born after the date of approval by the Secretary of the Interior of this ordinance shall be eligible for enrollment if enrolled as a member of another tribe, if born outside the United States, or if not an American citizen, except that the restriction as to the place of birth shall not apply to those persons born to members who are in the armed services or who are employed by the United States Government if such persons otherwise meet the requirements for enrollment.
- (e) Any person of Minnesota Chippewa Indian blood who meets the membership requirements of the tribe, but who because of an error has not been enrolled, may be admitted to membership in the Minnesota Chippewa Tribe by adoption, if such adoption is approved by the Tribal Delegates, and shall have full membership privileges from the date the adoption is approved.
- (f) Any person who has been rejected for enrollment as a member of the Minnesota Chippewa Tribe shall have the right of appeal within sixty days from the date of written notice of rejection to the Secretary of the Interior from the decision of the Tribal Delegates and the decision of the Secretary of the Interior shall be final."

Lawrence Connors announces meeting in Chicago in June of all tribes and suggests a delegate of the MCT attend. He stated, "this may have some bearing on speeding up final settlement of claims." No action taken.

Mr. Gerald Sheehy makes announcement of free tuition for Indian students at Morris, Minnesota. Branch of the University.

Discussion followed on taxing of leased Indian lands, closing of the White Earth Indian Hospital.

Motion made by S. Howard to adjourn. Seconded by Jerry Martin. Motion withdrawn to allow Treasurer McArthur to present audit report.

S. Howard makes a motion to have the audit made up in copy form and mailed out to all delegates, and was not in favor of the treasurer reading out the audit at the present time. Howard withdraws the motion.

"The Minnesota Chippewa Tribe
420 New Federal Building
Bemidji, Minnesota

We have examined the books of account and the related records of the Minnesota Chippewa Tribe for the period May 1, 1960 to April 30, 1961, inclusive, to the extent we considered necessary in the circumstances.

The accompanying Statement of Income and Expense is for the period June 1, 1960 through April 30, 1961, the first eleven months of the current fiscal year which ends on the day before the first Monday in June. However, our examination also included the month of May 1960 the last month of the previous fiscal year, which would not otherwise have been subjected to independent audit.

AN ORDINANCE
Relating to Enrollment and Membership in the
Minnesota Chippewa Tribe

Pursuant to Article II, Section 3, of the Constitution and Bylaws of the Minnesota Chippewa Tribe approved by the Secretary of the Interior on July 24, 1936, the following rules and regulations shall cover the membership and enrollment in the Minnesota Chippewa Tribe:

- (a) Basic Membership Roll - All persons of Minnesota Chippewa Indian blood whose names appear on the April 14, 1941 Annuity Roll, which shall be known as the basic membership roll of the tribe, provided approval of this ordinance, correct the basic membership roll, and such roll shall be subject to ratification by the Tribal Delegates at their annual or special meeting.
- (b) All children of Minnesota Chippewa Indian blood born between April 14, 1941, the date of the Annuity Roll and the date of the approval of this ordinance by the Secretary of the Interior to a parent or parents, either or both of whose names appear on the basic membership roll, provided an application for enrollment is filed with the Secretary of the Tribal Delegates within one year after the date of the approval of this ordinance by the Secretary of the Interior.
- (c) After the approval of this ordinance by the Secretary of the Interior, all children born to a parent or parents whose names appear on the basic membership roll shall be eligible for membership, provided they possess at least one-quarter (1/4) degree Minnesota Chippewa Indian blood, and provided further that an application for enrollment is filed with the Secretary of the Tribal Delegates within one year after date of birth.
- (d) No person born after the date of approval by the Secretary of the Interior of this ordinance shall be eligible for enrollment if enrolled as a member of another tribe, if born outside the United States, or if not an American citizen, except that the restriction as to the place of birth shall not apply to those persons born to members who are in the armed services or who are employed by the United States Government if such persons otherwise meet the requirements for enrollment.
- (e) Any person of Minnesota Chippewa Indian blood who meets the membership requirements of the tribe, but who because of an error has not been enrolled may be admitted to membership in the Minnesota Chippewa Tribe by adoption, such adoption is approved by the Tribal Delegates, and shall have full membership privileges from the date the adoption is approved.
- (f) Any person who has been rejected for enrollment as a member of the Minnesota Chippewa Tribe shall have the right to appeal within sixty (60) days from the date of written notice of rejection to the Secretary of the Interior; the decision of the Tribal Delegates and the decision of the Secretary of the Interior shall be final.

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Be it enacted by the Tribal Delegates of the Minnesota Chippewa Tribe, a quorum being present, that the above Ordinance, Relating to Enrollment and Membership in the Minnesota Chippewa Tribe, has been approved this 14th of May, 1961, by a vote of 29 for and 15 against.

(signed)
Allen Wilson, Vice-President

(signed)
Peter DuFault, Secretary

Approved per authority Order No.
551, Amendment 45 (23 F.R. 8398,
October 20, 1958).

July 3, 1961 (signed) Thomas L. Carter
Date Acting Area Director