

Re:

Informational meeting conducted)
By the Bureau of Indian)
Affairs concerning the Tejon)
Indian tribe.)
_____)

REPORTER'S TRANSCRIPT OF PROCEEDINGS

Saturday, May 4, 2013

Bakersfield, California

Reported by: Kelli R. Russell, CSR No. 7172

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1 APPEARANCES
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 3
 4 U.S. Department of Bureau of Indian Affairs
 The Interior: By Mr. Robert Eben
 5 Superintendent
 1451 Research Park Drive
 6 Suite 100
 Riverside, California 92507
 7 (951)276-6624
 8
 9 Bureau of Indian Affairs
 By Mr. Harley Long
 Tribal Government Officer
 10 2800 Cottage Way
 Rm W-2820
 11 Sacramento, California 95825
 12
 13 Bureau of Indian Affairs
 By Mr. Viola Brooks
 Tribal Operations Specialist
 14 650 Capital Mall
 Suite 8-500
 15 Sacramento, California 95814
 16
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 21
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1 Bakersfield, California
 2 Saturday, May 4, 2013
 3 Bakersfield College
 4 (10:00 a.m.)
 5
 6 MR. EBEN: Good morning everyone. It's 10:00.
 7 Let's get started.
 8 Welcome to Bakersfield. I understand it's
 9 home of the Renegade Knights. I understand they have a
 10 heck of a football team.
 11 My name is Robert Eben. I'm the
 12 superintendent of the Southern California Agency and I
 13 will be facilitating this meeting, but right now we
 14 want to start with an opening prayer.
 15 I would like to introduce Mr. Gene Albitre.
 16 He is a Kumeyaay Indian. He is also the president of
 17 the Native American Heritage Preservation Council of
 18 Kern County and he also works as a Native American
 19 spirit leader at the North Kern state prison in Delano.
 20 Mr. Albitre.
 21 (Prayer)
 22 MR. EBEN: Thank you, Mr. Albitre. Okay.
 23 This assembly BIA team and myself, we are here on
 24 behalf the regional director Ms. Amy Dutschke.
 25 Ms. Dutschke asked me to read this statement because of

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1 my 30 years of experience with the bureau.
 2 I've helped to organize the Smith River
 3 Rancheria, Elk Valley Rancheria, Rohnerville
 4 Rancheria, Redding Rancheria, Pinoleville Rancheria and
 5 the Ione Band of Miwok Indians.
 6 They too had recently received or were
 7 reaffirmed with federal regulation status.
 8 As I stated before, my name is Robert Eben and
 9 I'm an enrolled with the Pyramid Lake Paiute Tribe
 10 located outside of Reno, Nevada.
 11 I know what you're thinking. I do. You're
 12 thinking, "Oh, he's just that BIA guy" and it's true, I
 13 am a BIA guy, but I'm not your typical -- stereo
 14 typical BIA guy.
 15 I was born on an Indian reservation in Nevada.
 16 I've lived on four different reservations in Nevada.
 17 My mother, she was the tribal chairwoman for the
 18 Timbi-sha Shoshoni Tribe out of Furnace Creek,
 19 California.
 20 I had a younger brother who was vice-chairman
 21 for the Pyramid Lake Paiute Tribe and I also have a
 22 younger brother and younger sister who are council
 23 members or were council members for the Reno/Sparks
 24 Indian Colony. That's my family.
 25 So when I go home for Christmas or

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1 Thanksgiving I get to hear all the BIA jokes and I get
 2 to hear, oh, you're just a BIA guy, but I want you to
 3 know I think Indian.
 4 Let me introduce the BIA a team to you.
 5 Please stand, Harley. Harley Long is the
 6 Pacific regional tribal government officer. He is a
 7 Pomo Indian enrolled with the Round Valley Tribe and he
 8 graduated from Haskell Indian Nations University.
 9 Javin. Javin Moore is administrative officer
 10 for the Central California agency in the Comanche --
 11 enrolled with the Comanche Nation from Oklahoma he is
 12 also Acoma and -- Acoma Pueblo. He graduated from the
 13 North Eastern State University of Tahlequah, Oklahoma.
 14 Viola Brooks is a tribal operations
 15 specialist for the Pacific Region and is enrolled with
 16 the Hoopa Valley Tribe. She graduated from the
 17 University of Oregon with her BA and received her
 18 masters from the Cal State University of Sacramento.
 19 Morris Smith, a tribal operations specialist
 20 for the Southern California agency. He is a Pomo
 21 Indian and enrolled with the Big Valley Rancheria. He
 22 is an MTI College of Business graduate and attended the
 23 American River College in Sacramento.
 24 As I've stated, my name is Robert Eben and I'm
 25 a graduate of Dartmouth College back in New Hampshire.

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1 Thank you.
 2 I would also like to introduce Kathy Morgan.
 3 At this time the Bureau is recognizing her as
 4 interim tribal chairperson for the Tejon Tribe.
 5 Ms. Morgan and her group on behalf of the Tejon Indians
 6 successfully petitioned the government for
 7 reaffirmation. The regional director decided to work
 8 with Kathy Morgan on an interim basis in it's
 9 government-to-government relationship with the Tejon
 10 Indian Tribe.
 11 We have a court reporter here, Kelli. She is
 12 from the company of Wood & Randall. She is here to
 13 document everything that is said for the record. The
 14 court reporter may interrupt you when you are speaking
 15 from time to time, but only for clarifications and she
 16 will probably say "Can you repeat that?"
 17 The purpose of this meeting is to gather
 18 information to present to the regional director on how
 19 we should proceed with implementation of the assistant
 20 secretary, Indian Affairs' April 24th, 2012 memorandum
 21 titled "Reaffirmation Of The Federal Recognition Of The
 22 Tejon Indian Tribe."
 23 In it it states: "My decision to reaffirm the
 24 Tejon Indian Tribe was based on relationships between
 25 the United States and the Tribe which used and occupied

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1 the Tejon Ranch in the late 19th century and early 20th
 2 century."
 3 It also be went on to state: "This decision
 4 necessarily will involve further discussions of
 5 services to be provided to the Tribe and the
 6 delineation of the Tribe's current citizenship roll."
 7 This document is available on the Pacific
 8 region's website.
 9 The new assistant secretary of Indian Affairs,
 10 Kevin Washburn, has instructed the Pacific regional
 11 director to assist and provide technical assistance.
 12 Again, we are here to listen, not to answer
 13 questions. I'm certain we are going to have other
 14 meetings and during those meetings is when we will be
 15 having constructive dialogue with one another, but
 16 today we are here to listen to you.
 17 Some housekeeping rules. Again, thank you for
 18 attending this historic -- this historic meeting.
 19 Bathrooms, if you don't know, the men are
 20 upstairs and downstairs and the women's are upstairs
 21 and downstairs. There's some vending machines down
 22 there as well.
 23 Smoking, you have to go outside to smoke and
 24 you have to be 20 feet away from the entrance. And if
 25 you're a smoker, you're lucky because I understand next

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1 year, school year, this will be a tobacco free campus.
 2 This meeting has begun and will not stop until
 3 it is finished, which means we are going to take some
 4 breaks. About every hour we will stop for ten minutes
 5 so that the court reporter can catch up and we can go
 6 smoke or do whatever we have to do.
 7 The meeting will run straight through until
 8 all documents are heard or comments are heard or until
 9 5:00. At 5:00 we have to leave.
 10 Be respectful and courteous. Listen when
 11 others are speaking. Disagreements may occur, but must
 12 be done respectfully.
 13 Limit side conversations. Silence your cell
 14 phones. No alcohol or drugs.
 15 These ground rules are in order to ensure we
 16 have a productive listening session.
 17 There will be a variety of perspectives
 18 expressed today. There are two ways to provide your
 19 information for the record. One form is to speak at
 20 one of the two microphones available by completing the
 21 pink speaker card. The other is by submitting the
 22 yellow comment card that you may submit today or mail
 23 to the Southern California agency postmarked by
 24 May 20th.
 25 If you wish to submit any documents today

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1 after your speech, please give it to one of the --
 2 Javin or Harley and we will make it part of the record
 3 or you can mail it to us as long as it's post marked by
 4 May 20th.
 5 Comment cards are available at the back table.
 6 There will be two types of cards. One is yellow to
 7 provide written comment that can be dropped in this
 8 mailbox. This box right here.
 9 The pink speaker card, these cards are
 10 required. Please complete one and submit it to the BIA
 11 team member, Harley or Javin. They in turn are going
 12 to give it to me.
 13 The front row is reserved for those who wish
 14 to speak at the microphone and I will call your name
 15 when it is your turn to speak that way we are not
 16 rushing the microphones.
 17 Three speakers will be called up at one time
 18 for each microphone. Each speaker must state their
 19 name before speaking and if you represent a group, be
 20 sure and state that group and if it is an Indian name
 21 could be please spell it for the court reporter.
 22 The recorder may ask you to spell your name --
 23 recorder may interrupt from time to time.
 24 Speakers will be limited to three minutes.
 25 After three minutes expires your comments will not be

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1 included into the record. Either Viola or Morris, they
 2 will be manning the microphones. They will gesture to
 3 you with a blue card when you have one minute left.
 4 You will then be verbally informed of your
 5 time limit has ended. So when your three minutes are
 6 up, they will probably say "stop."
 7 You will then -- there is one exception to
 8 this rule. The interim chairperson has asked and been
 9 approved to speak to the assembly. She will be given
 10 ten minutes time limit to do this.
 11 Return speakers may have an additional three
 12 minutes at the end of the day, time permitted, after
 13 everyone has had an opportunity to speak. No sharing
 14 minutes, no donating to others.
 15 Okay. As I have stated and will continue to
 16 state, we are here to listen to individuals and to
 17 ensure everyone has the opportunity to participate and
 18 share their ideas on who the federal government
 19 provides services through a government-to-government
 20 relationship.
 21 A government-to-government relationship can be
 22 established. At this point the federal government has
 23 recognized the Tejon Indian Tribe. The Tejon Indian
 24 Tribe must determine who its members are. Once that is
 25 done, the members can establish through the form of

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1 government. Once the tribal government has been
 2 established, that government will represent the tribe's
 3 membership in the government-to-government relationship
 4 with the United States.
 5 Today our intent is to collect information and
 6 present it to the regional director.
 7 I am sure there are going to be future
 8 meetings and if there are we will again publish the
 9 notice in the newspaper and mail it to the individuals
 10 whose addresses we have similar to the way that we
 11 notified everybody for this meeting.
 12 Tejon reference materials are posted on the
 13 Pacific Region's website such as the April 24th, 2012
 14 memorandum from the assistant secretary and other
 15 documents like the copy of the original 1915 Terrell
 16 census.
 17 The transcript of this meeting if at all
 18 possible will be posted on the website.
 19 This website is listed on the yellow cards
 20 that you have. We didn't get those cards back until
 21 just a couple days ago and if you look at the website
 22 there's -- it says regional Offices. The A was left
 23 out of "regional." So if you use that one it's not
 24 going to work. You have to plug in that A.
 25 So, again, written comments must be submitted

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1 with a postmark by Monday, May 20th through the
 2 Southern California Agency to be included into the
 3 record.
 4 I would like to thank you for your input that
 5 you're going to give us today. It's very important.
 6 Interim Chairperson Kathy Morgan, would you
 7 please start us off. When she is finished I will call
 8 the first three speakers to come forward to the
 9 microphone. Remember, state your name clearly. Thank
 10 you.
 11 MS. MORGAN: Thank you and thank you BIA staff
 12 for coming today. Good morning. My name is Kathy
 13 Martin Morgan and am the reelected chairperson of the
 14 Tejon Indian Tribe.
 15 I welcome this opportunity to address you,
 16 particularly those of you who are Tejon Indians.
 17 There are three issues I would like to address
 18 with you. First, the tribe constitution and membership
 19 roll; the second, the detailed review of the tribal
 20 *institute five years ago that led to the reaffirmation
 21 last year and the amendment to the Tribe's
 22 constitution.
 23 Regarding the Tribe's constitution, they
 24 expand before 1999 when the Tribe made its request for
 25 affirmation to the federal government. The documents

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1 submitted for review included the constitution and roll
 2 prepared under that constitution.
 3 The constitution recognized that the rights of
 4 sovereignty are held by the enrolled membership of this
 5 Tribe or the Tribe's general council.
 6 The constitution also dedicates day-to-day
 7 authority to a named member tribal executive committee
 8 which is elected by the Tribe's general council.
 9 The Tribe's committee members serve two years
 10 staggered terms so that every year members are up for
 11 election. The election takes place every year in May
 12 as part of our annual Tejon Indian members gathering.
 13 For those of you who did not know, this annual
 14 gathering is when the Tribe comes together for a day to
 15 honor our elders, our high school and junior high
 16 graduates, and to visit with each other and to conduct
 17 our yearly elections.
 18 We also share a pot luck luncheon with a main
 19 dish provided by the Tribe and cooked by the men of our
 20 tribe.
 21 At the first meeting after the gathering the
 22 newly elected executive committee, those officials
 23 elect the officers of the tribe from within each other.
 24 The constitution sets the membership criteria
 25 for the Tribe. It requires demonstration by 3/16ths

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1 Tejon Indian blood based on the 1926 California Indian
 2 census.
 3 We use this census because we thought it was
 4 the only one that the BIA would recognize and we use a
 5 blood quantum because we thought that the federal
 6 government would require one.
 7 The roll submitted to the BIA in 2006 included
 8 more than 300 individuals who demonstrated the criteria
 9 areas for membership.
 10 Regarding the affirmation -- reaffirmation, I
 11 can tell you that this process was long and hard and
 12 very difficult.
 13 We submitted a detailed history of the Tejon
 14 community, demonstrated continuous federal recognition
 15 of the Tribe from 1851 to 1962.
 16 A leadership had never been terminated, but
 17 overlooked by modern BIA and by means -- and I mean
 18 actual recognition and active supervision by BIA all
 19 based upon the federal governments own records.
 20 This history included three binders of
 21 documents. This is to show the Tejon community on
 22 aboriginal land known at one point as the San Sebastian
 23 reservation all through the 20th century.
 24 Some individuals of the community left the area. Some
 25 went to the river and others married into other tribes.

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1 Their descendants are now associated with those tribes,
 2 but the Tejon community was that which remained on
 3 Tejon Ranch until forced to leave.
 4 This community recorded by BIA agent named
 5 Terrell in 1915 and he prepared a census of the Tejon
 6 community as part of the United States decision to file
 7 a lawsuit on the Tribe's behalf in 1920.
 8 As the assistant secretary said, "Subject to
 9 my decision however was a determination that the
 10 Tribe's citizens were descendants from the 1915 Terrell
 11 census and have maintained their tribal affiliation to
 12 1979."
 13 Over the years we have had multiple meetings
 14 with BIA, its lawyers and other staff. We also met
 15 several times with the genealogist at the Office of
 16 Federal Acknowledgment to discuss in great details the
 17 documents of descendants from the Terrell census.
 18 We were asked about other pending petitions
 19 for recognition, petitions from groups who claim to be
 20 related to Tejon. We had long meetings with them going
 21 over genealogy and historical data to show that most of
 22 those groups were not related to the Tejon Indian
 23 community as recorded in the Terrell census.
 24 Those who had Tejon ancestry had either left
 25 the Tejon community and joined other tribes or had just

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1 refused to enroll, but for whatever reasons when we
 2 were going through Tejon review by BIA, the Tribe had
 3 closed its membership roll.
 4 We just couldn't continue to enroll at the
 5 same time we were undergoing this detailed scrutiny by
 6 BIA, otherwise the scrutiny would never end, but after
 7 five and half years of meetings, examinations and
 8 reviews of documents, it finally did end and the Tribe
 9 was reaffirmed.
 10 Regarding the current constitution amendments,
 11 last month -- wait a minute. Start over.
 12 Regarding the current constitution, amendments
 13 were made last month by the Tribe. The very first
 14 thing the Tribe did after reaffirmation was to reopen
 15 the roll. We wrote to all known Tejon members, gave
 16 them applications for enrollment and urged them to
 17 apply.
 18 The Tribe decided to amend its constitution to
 19 make it conform to history and to the Assistant
 20 Secretary's decision to reaffirm the Tribe.
 21 This required two changes: First, that the
 22 base roll come to Terrell census and not the 1926
 23 California Indian census, and that the blood quantum
 24 required be removed.
 25 The Tribe made these amendments last month and

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1 as a result the children and grandchildren of many
 2 already enrolled were able to enroll.
 3 Also, the Tribal (inaudible) all those Tribal
 4 Indians could do about the changes and urged them to
 5 apply for membership enrollment.
 6 The Tribe believes it was necessary to take
 7 these steps to the annual election coming up in May.
 8 We want to make sure that all eligible members of our
 9 community can enroll in that election.
 10 So our membership roll under the revised
 11 constitution that took place last month is now at 726
 12 members.
 13 We know that there are still others who are
 14 eligible to enroll and hope they will apply.
 15 We will receive those applications, soon as we
 16 get them and process them and as soon as we process
 17 them then those people that get approved can vote in
 18 the May election.
 19 Four seats on our tribal executive committee
 20 are up for election. Once these four seats are filled,
 21 the newly constituted tribal election committee will
 22 meet in the tribal offices.
 23 Let me say one final word to those of you who
 24 claim Tejon ancestry and have tried to block this Tribe
 25 from receiving needy revolutionary funds.

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1 If you have a political difference with me or
 2 the membership of this Tribe, that's fine. Enroll and
 3 vote against us at the lunch.
 4 If you don't like the terms of the
 5 constitution, that's fine. Enroll and use the
 6 amendment process to change those.
 7 But it's wrong to ask the BIA Commission to
 8 split revenues sharing fund that we are now receiving.
 9 Let me tell you what the Tribe does with that money.
 10 It has only been one year since we've been getting
 11 those funds.
 12 We hired a tribal administrator who has
 13 obtained HUD housing for our seniors. We operate a
 14 food pantry for tribal members in need to come shop
 15 once a week and get food. We established an emergency
 16 fund to assist tribal members with utility bills. We
 17 support the Tribe's language class. We support the
 18 higher education of our tribal members by helping them
 19 pay for college tuition. We helped purchase
 20 specialized workloads for our membership.
 21 Neither I nor other elected officials get any
 22 benefit from the revenue sharing fund.
 23 Hopefully we can all agree that these services
 24 to the Tejon people should continue.
 25 Of course, whether to enroll in this Tribe is

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1 a choice made by individuals. Neither the Tribe or BIA
 2 can force anyone to enroll, but the Tribe urges you to
 3 do so if you think you are eligible for the membership
 4 and go through the membership process.
 5 The Tejon Tribe is really an extended family
 6 and we are all related. Hopefully our family members
 7 will join us as we go forward to rebuild the Tribe's
 8 future.
 9 Applications for enrollment are available
 10 today and they are right here.
 11 In conclusion I ask two things at the BIA:
 12 That you include the Tribe's constitution and
 13 application for enrollment as part of the record Tejon
 14 Indians and that you meet with tribal leadership as
 15 soon as possible after this hearing to discuss how to
 16 move forward in getting services to our tribal members.
 17 Thank you.
 18 MS. BROOKS: We have different people of
 19 different heights and stuff. So if you need
 20 assistance, please let us know so we make sure we
 21 adjust the microphone so you can be heard. Okay. Just
 22 a head's up on that.
 23 MR. EBEN: I forgot one thing. We have a
 24 reporter here wandering around. Her name is Patricia
 25 Hedlund. She's the editor of Mountain Enterprise. I

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1 don't see her. There she is. She's going to be taking
 2 -- she's -- can you hear me now.
 3 SPEAKER: Speak in that mic. It's better.
 4 MR. EBEN: We have a reporter her. Here name
 5 is Patricia Hedlund. She's the editor of the Mountain
 6 Enterprise and she's going to be walking around and she
 7 will be taking some pictures and promises to be
 8 discrete.
 9 Also in the back we have two security
 10 personnel here from the college and they're here to
 11 assist in any way, if somebody gets into trouble,
 12 faints or needs water, they are here to help.
 13 Okay. The first individual we will be hearing
 14 from is David Horace Robinson. Also to be ready Bob
 15 Judge is there a Bob Judge here? Grayson, Bob Grayson.
 16 I'm sorry. Okay. Just come sit in the front row if
 17 your name is called. And Annie Barela.
 18 Mr. Robinson.
 19 MR. ROBINSON: My name is David Laughing Horse
 20 Robinson chair of the Kawaiisu Tribe of Tejon and the
 21 main thing is -- about this is that we're in a court
 22 with you and I'm sure you're aware of the case, if not,
 23 you have the documentation. There's 10,000 documents
 24 in it (inaudible). We are treaty Tribe affirmed by the
 25 court at Tejon. The reservations were set up for the

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1 Kawaiisu Tribe. We have many elder descendency from
 2 1849 when our treaty was signed and ratified in 1850.
 3 We are not recognized under the criteria, but
 4 we are recognized under the treaty. We are operating
 5 now as a tribal government without funding because we
 6 don't come under those rules.
 7 Our tribal government is operating with law
 8 enforcement, wildlife rescue and moving on to jobs.
 9 We're going to start putting our claims in for or
 10 mineral rights, our water rights and all that starting
 11 next week.
 12 You're on notice that you have not done your
 13 job. We are the largest Tribe in the State of
 14 California with 100,000 citizens. Right here.
 15 You are willing to recognize everybody but us.
 16 The only treaty Tribe in California, the largest treaty
 17 Tribe in California not recognized.
 18 You recognize the Lopezs. Do you know why
 19 that record took place, the Terrell record, is because
 20 Terrell went there to investigate the rape of our
 21 families. They took the names down of the witnesses --
 22 on his roll was the witnesses of those rapes and they
 23 chose to stand by Lopez. That's what that record is.
 24 They didn't take anybody down that were on the
 25 reservation that were being raped. The Indian people

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1 that were being raped.
 2 We were there at the reservation, well
 3 documented, from 1816 on. We went to the school there.
 4 We did all that. We have allotments. We have well
 5 over 100 allotments in our tribe.
 6 I want to know what we can do to work with the
 7 BIA. We're not out to work against you. You're
 8 working against us. It does not work in your favor to
 9 not recognize the Kawaiisu Tribe. It works in our
 10 favor. Absolutely.
 11 The UN has ruled on the human rights
 12 violations against the BIA already about our Tribe. I
 13 don't know if you're aware of that, but now there are
 14 allegations of payoffs. Tejon paid off the BIA, Echo
 15 Hawk. It goes right down. Tusell. A lady, I can't
 16 remember her name right off, but that came from the
 17 2005 investigation and now we are up to the 2013
 18 investigation.
 19 I'm not against the Tejon Tribe. I'm glad
 20 that they are getting recognized, but this is our time
 21 to recognize the Kawaiisu. Thank you.
 22 MR. EBEN: Thank you. Mr. Grayson?
 23 MR. GRAYSON: My name is Bob Grayson. I work
 24 with a Kawaiisu Tribe in trying to get your treaty
 25 actually recognized. The Kawaiisu went to court to

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1 have that done. They ceded no land. We've taken their
 2 land.
 3 If you look at it, the Tejon reservation that
 4 they talk about, if you go back to the land rights,
 5 this is actually around Pasadena yet Tejon Ranch says
 6 they own it.
 7 They can't seem to get a fair shake anywhere.
 8 They've got their allotments taken away from them.
 9 When is it time for the government to honor what it
 10 said they would do?
 11 Russell Ranch, the government poisoned with
 12 the food that killed 70 people in Russell Ranch. The
 13 government had a contract with the treaty. That treaty
 14 was signed and it was ratified.
 15 At some point the government needs to do
 16 what's right and not just the Tejon Tribe, not just the
 17 Kawaiisu Tribe.
 18 America didn't belong to the French. They
 19 didn't sell the Louisiana Purchase, but they didn't own
 20 it. They bought it from France.
 21 But how about taking care of the people, all
 22 these people here that actually own the land through
 23 their ancestors? Do what's right.
 24 You sent millions of dollars to Afghanistan to
 25 pay off the people over there. Why don't you take care

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1 of the people that's here?
 2 My original home is Wiskoski, Oklahoma. 66
 3 tribes in the State of Oklahoma. None of them got
 4 rights. None of them got to see Custer. Custer wiped
 5 out the people at the Battle of Washita, killed all
 6 women and children.
 7 So it's time the BIA stand up for all these
 8 people that are Indian heritage.
 9 MR. EBEN: Thank you. I would like to call up
 10 to the front Delia Dee Dominguez, Mark Jimenez. Have a
 11 seat. Richard Mackin.
 12 Miss Barela.
 13 MS. BARELA: Hello. My name is Domitita Annie
 14 Barela -- hello. My name is Domitita Annie Margaret
 15 Barela. I am the great granddaughter of Elizabeth
 16 Gonzales, a full blood Tejon, also known as Isabelle
 17 noted on the census of Indians of El Tejon band in Kern
 18 County, California as documented by special Indian
 19 agent John Terrell in his 1915 research.
 20 Great grandmother Isabelle is also
 21 historically known as a Sinsinawa.
 22 I am incredibly grateful for this opportunity
 23 to meet with and address the Kern Bureau officials,
 24 especially Robert Eben who has been so helpful to me
 25 over the years and for this chance to interact and

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1 fellowship with so many of the present who share my
 2 rich Indian heritage.
 3 My purpose for this brief presentation is to
 4 formally introduce my Tejon Native-American family and
 5 to seek the bureau's assistance in establishing a means
 6 by which my family can become recognized as proud
 7 members of a newly reaffirmed Tejon Tribe.
 8 Thank you.
 9 MR. EBEN: Thank you.
 10 MS. BROOKS: Just a word of advice. Almost
 11 kiss the microphone. Okay. We are trying to speak
 12 loudly so everyone can hear for future speakers. So
 13 keep that in mind. Thank you.
 14 MR. EBEN: Ms. Dominguez.
 15 MS. DOMINGUEZ: Good morning. My name is
 16 Delia Dee Dominguez and I represent the Tinoqui-Chalola
 17 council the governing body --
 18 COURT REPORTER: I'm sorry. Could you please
 19 repeat that and spell it, please.
 20 MR. EBEN: Excuse me.
 21 MS. DOMINGUEZ: Start all over again?
 22 MR. EBEN: Spell your name, please.
 23 MS. DOMINGUEZ: My first name is D-e-l-i-a.
 24 My last name is Dominguez D-o-m-i-n-g-u-e-z.
 25 My name is Delia Dee Dominguez. I represent

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1 the Tinoqui-Chalola council, the governing body of the
 2 Kitanemuk and Yowlumne Tejon Indians.
 3 Our members are lineal descendants of the
 4 Indian people who used and occupied the aboriginal
 5 lands of the Tejon people.
 6 The Tinoqui-Chalola council supports the
 7 former assistant secretary of Indian affairs decision
 8 to affirm the federal relationship --
 9 COURT REPORTER: You need to slow down a
 10 little bit and speak into the microphone. You need to
 11 get really close to the microphone. Thank you.
 12 MS. DOMINGUEZ: My name is Delia Dee
 13 Dominguez. I represent the Tinoqui-Chalola council,
 14 the governing body of the Kitanemuk and Yowlumne Tejon
 15 Indians.
 16 Our members are lineal descendants of the
 17 Indian people who used or occupied the aboriginal lands
 18 of the Tejon people.
 19 The Tinoqui-Chalola council supports the
 20 former assistant secretary of Indian Affairs' decision
 21 to affirm the Federal relationship between the United
 22 States and the Tejon Tribe. However, there must be a
 23 fair, inclusive process for implementing the assistant
 24 secretary's decision that includes all the Indian
 25 people who can legitimately claim membership in the

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1 Tribe.
 2 We appreciate the Bureau of Indian Affairs'
 3 action in holding this meeting as an initial step in
 4 developing the process to implement the former
 5 assistant secretary's direction in his April 24, 2012
 6 memorandum to further discuss services to be provided
 7 to the Tribe and most importantly the delineation of
 8 the Tribe's current citizenship roll.
 9 We have specific concerns regarding the manner
 10 in which only one group of Tejon Indian people have
 11 been determined to date to constitute the tribal
 12 membership.
 13 The current proposed leadership of the Tejon
 14 Tribe, which I refer to as the Kathryn Morgan group or
 15 Morgan group has recently held a meeting in which they
 16 proposed to amend a Tejon Indian Tribe constitution and
 17 bylaws.
 18 This constitution and its membership
 19 requirements, including the historical and other
 20 documents on which the current membership are based
 21 have never been subjected to independent review by
 22 historians, genealogists and anthropologists and have
 23 never been voted on by our people and other Indian
 24 people who may legitimately claim to be citizens of the
 25 Tribe. This is confirmed by the recent investigative

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1 report of the Tejon Indian Tribe investigative report.
 2 Although the Morgan group proposes in a letter
 3 dated March 28, 2013 to expand its enrollment to
 4 include all descendants of those tribal members noted
 5 on the Terrell census of 1915, The fact remains that
 6 the constitution and related enrollment ordinance as
 7 well as the proposed amendments all were subject to
 8 vote and adoption only by adult members of the Morgan
 9 Group.
 10 The Kitanemuk and Yowlumne Tejon Indians
 11 desire a fair inclusive process for all Tejon people in
 12 relation to preparation of a tribal membership base
 13 roll and thereafter the formation of a tribal
 14 government.
 15 Ideally with the assistance of the BIA we see
 16 the process as first developing a base membership roll
 17 through submission of genealogical and historical
 18 evidence, including but not limited to the Terrell
 19 census and any related documentation.
 20 The process should allow all affected groups
 21 to submit documents to the BIA for a formal review to
 22 establish base roll. This would allow for review of
 23 not only the Terrell census, but the Harrington
 24 depositions and any other documents proving the
 25 necessary relationship to the original Tejon people.

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1 Thank you.
 2 MR. EBEN: Thank you. Mr. Jimenez.
 3 MR. JIMENEZ: Hello. My name is Mark Jimenez
 4 and I am an affiliated member of the Tinoqui-Chalola
 5 council.
 6 COURT REPORTER: Can you please spell that.
 7 MR. JIMENEZ: It's spelled T-i-n-o-q-u-i dash
 8 c-h-a-l-o-l-a council for Tinoqui-Chalola the Tribe.
 9 Migrate great great grandmother was Pedra
 10 Martinez. She was an original inhabitant of the Tejon
 11 area. I was raised by my grandmother Rosabell Dorama.
 12 She has always embedded Indian values. My mother died
 13 at a young age and she raised me with the Tejon
 14 identity.
 15 With respect to the divisions here between
 16 Morgan and non-Morgan and things like that, I just want
 17 to say again we should be happy all of us to be here
 18 because this is a remarkable event for our Tribe to be
 19 together and I think we -- maybe we do have this
 20 disagreements, but I believe that we can find a resolve
 21 and I think we can do things for ourselves and make
 22 each other a better community and we should be focused
 23 on the immediate needs of our people and not the
 24 immediate needs of bankers and capitalists and other
 25 sorts of individuals who don't have a vested stake in

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1 our tribal destiny or heritage.
 2 She mentioned the revenue share funds. I
 3 think this is very important. I think our people
 4 suffer from a lack of education, health issues, poverty
 5 in general.
 6 I think this is an opportunity to help
 7 ourselves to recover from the colonialization and
 8 exploitation that has been committed against our people
 9 and I believe everybody who can trace the descendancy
 10 to the original inhabitants of Tejon should be included
 11 as a tribal member.
 12 MR. EBEN: Thank you. I would like to call up
 13 to the front chairs Arando Salazar, Rudy Ortega Junior.
 14 I'm not sure about the last name, but first name is
 15 Running Bear. I don't know if that's a B -- I mean a Y
 16 or a U. Have a seat. Richard Mackin please is the
 17 next speaker.
 18 MR. MACKIN: My name is Richard Mackin.
 19 R-i-c-h-a-r-d, M-a-c-k-i-n. I represent Tejon Indians
 20 who are not members, full members, of the Tejon Tribe.
 21 I am here today to talk about the transparency of the
 22 membership of those who may be members or may be
 23 disenfranchised or terminated from that membership in
 24 the future times who haven't had the opportunity to
 25 meet the family.

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1 And sometimes we talk about the benefits
 2 financially and this is not -- the more important thing
 3 that we're talking about is our family is a cultural
 4 family.
 5 Mrs. Morgan was talking about the days where
 6 they gather as a family or Tribe. We are descendants
 7 that same family. We don't know these families. We
 8 would like to know them.
 9 I am here to state we just want the BIA to
 10 remember that we are not invisible. We are alive. We
 11 do exist. We're here.
 12 I am not trying to say who is a Tejon Indian.
 13 I would just like to know that the BIA -- that we are
 14 Tejon Indians, that we would like that opportunity to
 15 let you know that we want to have our heritage. We
 16 want to learn the culture. We want to be active in
 17 that culture and only through membership can that be
 18 acquired.
 19 Thank you very much.
 20 MR. EBEN: Thank you. Mr. Salazar.
 21 MR. SALAZAR: Good morning to you. I'm Arando
 22 Salazar. S-a-l-a-z-a-r.
 23 I would like to thank you for giving us the
 24 opportunity to be here. Definitely not a --
 25 bureaucratic between your phone calls in a timely

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1 manner, so that's quite different.
 2 But I'm here speaking on approval of the Tejon
 3 family Tocabe family through Isabel Gonzalez. Please
 4 stand.
 5 I think you can see -- thank you. I think you
 6 can see that this represents probably at least
 7 one-third of who we have here.
 8 What we come to today is --
 9 COURT REPORTER: Can you please step closer.
 10 MR. SALAZAR: What we come here for is help.
 11 When I say help, we ask that we be helped to be
 12 recognized as for who we are. We are Tejon Indian. We
 13 are Tejon Indians in the way we have lived and the way
 14 we have remembered and who we are.
 15 We are relatives to Tejon Indian and we have
 16 been recognized by the BIA. This is not just a spur of
 17 the moment thing for all these people who come here
 18 today. It really hasn't. It's been a life-long
 19 journey for these people.
 20 Mr. Mackin talked about wanting to know who we
 21 are and wanting to establish ourselves with the Tejon
 22 people and we've tried. We have tried for decades to
 23 do so and we have gone to Tejon and we sat down with
 24 Ms. Morgan and her group for years and we were told no,
 25 we don't know you and we don't recognize you and the

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1 BIA does not recognize you. As long as the BIA does
 2 not recognize you, there's nothing we can do.
 3 So we went down the path of the journey to try
 4 to be recognized by the BIA so we could be -- so the
 5 door could be opened for us and we were successful.
 6 We were successful in doing so and being
 7 recognized by the BIA. With our recognition we went
 8 back to Ms. Morgan and the group and we asked. We
 9 said, look, here we are. We've been recognized.
 10 I would like to make part of the record the
 11 letter we got. Quote, the letter we received
 12 identifying our members says:
 13 "This document identified you as maternal great
 14 grandmother of Isabel Gonzales named on the 1928
 15 California judgment roll."
 16 I would like to make that part of the record.
 17 And we were told by Mrs. Morgan, you know what, we
 18 don't accept what the BIA says. We don't recognize
 19 you. I don't care if the BIA recognizes you, so you're
 20 not recognized.
 21 That's where we come to you for help. If the
 22 BIA recognized us we should be recognized we are Tejon
 23 Indians and unless the BIA steps in and says
 24 Ms. Morgan, your group and anybody else, we
 25 acknowledged them. We acknowledge who they are, so

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1 must you.
 2 If you don't do that you exclude all these
 3 people from their heritage, from their past, who they
 4 are today and cutting off their future.
 5 Thank you.
 6 MR. EBEN: Mr. Ortega.
 7 MR. ORTEGA: Good morning. My name is Rudy
 8 Ortega Junior. I'm Fernandeno Tataviam. I'm from Los
 9 Angeles.
 10 COURT REPORTER: Can You spell that, please.
 11 MR. ORTEGA: Sure. T-a-t-a-v-i-a-m. I'm also
 12 the chairman of the Los Angeles City Indian Commission.
 13 I actually come mostly to speak on behalf of
 14 the report -- the IG report that mentions the Tribe.
 15 And I want to know if there's any more clarity of parts
 16 before coming out.
 17 I understand acknowledgement of the Tejon and
 18 support the Tejon and all its people and hopefully so
 19 they can ratify themselves as far as who is Tejon
 20 Indian, but I come specifically to speak about our
 21 Tribe who actually was part of the Sebastian
 22 reservation that we moved back to San Fernando similar
 23 to Tejon.
 24 Frank Lewis also identified our community in
 25 1892, acknowledged them, tried to put them on a

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1 reservation down in San Fernando by the mission of San
 2 Fernando.
 3 So I would like to know if I can speak with
 4 the BIA. I spoke with Amy a few times back before and
 5 also advocating on behalf of my Tribe to pursue the
 6 federal acknowledgments.
 7 Again, my family does share a whole lot of
 8 history with Tejon folks. In fact, some of our elders
 9 are members of Tejon and I don't come to disrupt any of
 10 their process, but I have to support Tejon's
 11 recognition and reaffirmation.
 12 I also ask that the BIA also look into further
 13 investigation in our or review or our petition. We are
 14 number five on the ready active of considered lists and
 15 hopefully that -- since the report came out that our
 16 Tribe will also be reviewed much sooner than later.
 17 Thank you for your time.
 18 MR. EBEN: Thank you. After the next speaker
 19 we will take a ten-minute break.
 20 MR. BURLANDO: My name is Running Bear
 21 Burlando I'm on the Kuwaiisu council of Paiute. I'm
 22 also Redchef California roll number from the judgment
 23 roll, but I have concerns too.
 24 I want to agree with the four people who spoke
 25 before me that say they are having trouble with the

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1 Tejon Indians about getting recognition and onto their
 2 roll or whatever.
 3 I also have the same concerns or same
 4 problems. Just ran into a complete wall with them, but
 5 I can trace my ancestry directly back to the Tejon
 6 reservation. And yet I am not being approached and
 7 having the door slammed on my face.
 8 And I think that there should be closer
 9 inspection of the enrollment process and how it's being
 10 done because I don't think it's fair at all and there
 11 are a lot of people that should be on the list that
 12 aren't.
 13 Thank you.
 14 MR. EBEN: Thank you. We will convene at
 15 11:05.
 16 (Recess.)
 17 MR. EBEN: Let's convene and begin again. I
 18 want you all to know we only have four speakers left,
 19 so if you want to speak, please fill out that pink card
 20 and get your name up here. Alright. Thank you.
 21 Our next three speakers. Maria Dominguez, and
 22 I apologize now if I mess up your last name, Ralph
 23 Mendibles. Mendibles. Sorry. Nicole Larsen.
 24 Ms. Dominguez.
 25 MS. DOMINGUEZ: My name is Maria Dominguez.

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1 I'm Delia Dominguez' daughter and I am a Tejon Indian.
 2 The 1915 Terrell census, while important,
 3 should not be the exclusive document for determining
 4 those who are eligible for Tejon citizenship and in
 5 preparing the Tribe's base membership roll.
 6 By the time of the Terrell census many of the
 7 Tejon people had been killed, intimidated, chased away
 8 or evicted from their aboriginal homeland.
 9 There are additional reliable historical
 10 documents available to assist in establishing a base
 11 roll for the Tejon Tribe. For instance, Mr. John P.
 12 Harrington was hired in 1922 by the Department of
 13 Justice when it attempted to confirm the rights of the
 14 Tejon Indian to use and occupy a portion of the land of
 15 the historic Tejon Indian reservation.
 16 Organization of the Tejon Tribe and the
 17 adoption of key governing documents such as a tribal
 18 constitution and enrollment ordinance, cannot proceed
 19 until a base membership roll is compiled through an
 20 orderly process with input from all of the affected
 21 Indian people as well as the historians, genealogists
 22 and anthropologists.
 23 To date only a select group of Tejon people,
 24 the Morgan group, have been part of the cloistered
 25 discussion with the federal government and have been

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1 involved in the process of forming a government and
 2 adopting the documents mentioned above.
 3 The Tejon people have not been included and
 4 have not been consented to this selective process.
 5 Moreover, the assistant secretary affirmation
 6 of Tejon tribal recognition provided the basis for the
 7 Tribe's receipt of federal Indian program funds and
 8 distributions from the California Revenue sharing trust
 9 fund. However, these funds have only benefited the
 10 Morgan group.
 11 The BIA has to take steps to ensure that these
 12 funds are secured for the benefit of all members of the
 13 Tejon Tribe.
 14 Thank you.
 15 MR. EBEN: Thank you.
 16 MS. BROOKS: The court reporter indicated if
 17 you have written speeches like that, if you want to
 18 submit them to her so she can make sure she gets your
 19 comments correctly, if you want to you can turn your
 20 speech in to the court reporter. No requirement to do
 21 so, but if you want to do that that would help her in
 22 her transcribing. Thank you.
 23 MR. MENDIBLES: Hi. Name is Ralph Mendibles,
 24 III and I am direct descendent of Isabel Gonzalez of
 25 the 1915 Terrell census.

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1 And I would like to thank the BIA for helping
 2 us with everything that you have done for us these past
 3 years and I know that we're not done yet because we are
 4 still not federally recognized and we would like to --
 5 we would like to ask, you know, for your -- still for
 6 your help to continue helping us, but we can become
 7 federally recognized and get the benefits that we
 8 deserve.
 9 Thank you.
 10 MR. EBEN: Can I call up to the front
 11 Ms. Ortega Chavez and David Laughing Horse. Next to
 12 speak is Ms. Larsen.
 13 MS. LARSEN: This is Nicola Nicole Larsen. I
 14 come from Hualapai background. My people were born and
 15 raised here. They had to be removed because of one of
 16 the 1800 treaties, so we had to leave our land and go
 17 to Tejon. From Tejon we were moved to McFarm in Tulare
 18 County. From there we were moved to the river. We
 19 didn't move because we wanted to. We moved because we
 20 had to. We were made to move.
 21 My family has strong roots here in Bakersfield
 22 and I always say they took our land, but I didn't give
 23 up my mineral rights.
 24 The Garces Circle statue was unveiled by my
 25 great grand uncle and my great grandmother (spelling

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1 not given).
 2 My people never left this area. My great
 3 uncle came back here and he was a consultant for Frank
 4 Latta. So he taught the Kern County schools how to
 5 build and use our cultural ways, to show the school
 6 children our cultural ways.
 7 They made a film a long time ago out by the
 8 Kern river.
 9 And I just wanted everyone to know that if I
 10 had a choice I would be here. I wouldn't be where I'm
 11 at and it's a hard thing to be responsible to pick and
 12 choose who's Indian.
 13 So, you know, when you're in a tribal
 14 leadership -- I was chief of my Tribe. When you're in
 15 a tribal leadership you have to lead with your heart.
 16 You have to have wisdom and knowledge to make those
 17 decisions because those are people's lives that you're
 18 dealing with.
 19 MR. EBEN: Thank you. Mr. Perez.
 20 MR. PEREZ: My name is Anadella Ortega-Chavez,
 21 grandmother of (inaudible).
 22 Ideally with the assistance of the BIA, we see
 23 the process of first developing a base membership roll.
 24 The information submitted should be reviewed by a
 25 committee comprised of representatives of the various

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1 Tejon groups and BIA as well as independent experts
 2 employed or retained by the BIA, including a trained
 3 genealogy who would determine the criteria and process
 4 for placement of the base membership roll.
 5 Second, have a representative committee select
 6 from the base membership roll that would prepare a
 7 draft governing document in consultation with the BIA.
 8 Third, hold an election in which all adult
 9 members on the base membership roll would be entitled
 10 to vote regarding adoption of a constitution including
 11 its tribal membership requirements.
 12 And, fourth, in accordance with the provisions
 13 of a duly enacted constitution, elect a tribal
 14 government body for the Tribe.
 15 Thank you for the time and consideration
 16 today. We look forward working with the Bureau in
 17 order to move the Tejon Tribe toward achieving our
 18 mutual goal of the complete, fair and expeditious
 19 implementation of the assistant secretary's decision.
 20 We request that you leave the record of this
 21 meeting open for a period of 30 days to allow
 22 interested persons, including those who may not have
 23 been able to attend, to submit written comments on this
 24 issue. Thank you.
 25 MR. EBEN: I would like it call up to the

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1 front please Novia Torres, Alyssa Cardenas, Robert
 2 Gomez.
 3 Mr. Laughing Horse.
 4 MR. LAUGHING HORSE: I'm David Laughing Horse
 5 Robinson, chair of the Kawaiisu Tribe of Tejon.
 6 And what I couldn't get in the three minutes
 7 prior, we have land base that is not in the United
 8 States government. It goes from San Luis Obispo south
 9 of Los Angeles over to the Arizona border north to
 10 Death Valley back to San Luis Obispo. That's our land
 11 base.
 12 You recognize the Tejon Indians within our
 13 land base of treaty lands. That is not legal as you
 14 know.
 15 The other side of that is that we are not a
 16 Tribe that you don't know, which you claim you don't
 17 know. We sent the same required documents to the BIA
 18 that the Tejon Indians did. You sent it back saying
 19 you can't accept it. That is illegal.
 20 And then we did opposition to Tejon Indians to
 21 try to appeal. Couldn't appeal because it wasn't
 22 through the regular -- you had to go to through the
 23 Department of Interior to appeal. In other words, it
 24 was an illegal act.
 25 The monies that were paid to -- to Echo Hawk,

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1 to Salazar, all of those monies that were paid to them
 2 from Tejon Ranch for their recognition was absolutely
 3 not documented in the report, but it was found in the
 4 report.
 5 Those illegal acts are means of resolve by
 6 working with us. There are -- there is a way to not
 7 eliminate us.
 8 The reason you recognize the Tejon Indians is
 9 because we were in court. You tried to undermine the
 10 court case. That was another illegal act under the UN,
 11 that would be the human rights violation.
 12 And then the genocide you have started
 13 committing or my Tribe is beyond bizarre. For
 14 instance, our graves that are on Tejon, that Tejon
 15 Ranch killed all of these people, tens of thousands of
 16 them mind you, we have records, and those tens of
 17 thousands were given to Tejon as their personal
 18 property by the County of Kern. That's why we started
 19 into court.
 20 The rest has mushroomed. The thing is I'm a
 21 direct descendent from the treaty assignment proven in
 22 court and the fact is that you still don't know who we
 23 are. We have a written language. We have a dictionary
 24 of our written language. We have extensive knowledge
 25 of herbs and medicines and songs. Our culture runs

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1 deep. Our government-to-government relationship
 2 because of our allotments have been maintained.
 3 Where is the problem acknowledging or
 4 reaffirming the Kawaiisu Tribe? When it is the largest
 5 Tribe in California and the only treaty Tribe in
 6 California. It doesn't work for you? This doesn't
 7 work for the BIA?
 8 Because simple fact is it's going to. We have
 9 legal rights. We will pull in the UN troops if it
 10 comes down to it.
 11 Thank you.
 12 MR. EBEN: Thank you. Novia Torres, please.
 13 MS. TORRES: Hello. My name is Novia Torres.
 14 My great grandmother was Rosa Estel Ramirez. My
 15 mother, she served on the Kern Valley --
 16 COURT REPORTER: I'm sorry. Could you please
 17 repeat that.
 18 MS. TORRES: My mother, Francis Torres, she
 19 served for the Kern Valley Indians reaffirmation with
 20 the great white, but that has to apply across the board
 21 and that goes for other tribes as well.
 22 The equal protection clause delineates that
 23 (inaudible) Sanchez was swept under the carpet.
 24 Administrative error applies to the Kern Valley Indian
 25 community as well. That was my ancestors.

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1 We're also part of the Military Indian
 2 reservation Tejon. The ruling of the Interior
 3 Department through Mr. Hawk should have listed all
 4 tribes listed in a letter to a petition are all or
 5 under the same jurisdiction, Tejon Military Indian
 6 reservation in 1851 to the closure of the reservation
 7 in 1864. The census does not lie.
 8 The majority of the family draws mixed blood.
 9 The petition and all our numbers, Kern valley has their
 10 letter of intent to petition 633 years ago.
 11 They also have acknowledgment the department
 12 on the website. The Kern Valley community has a letter
 13 of intent petition to file since 1979 until now.
 14 My great grandfather is Mercedes Ignacio. He
 15 has blood (inaudible) Tejon blood.
 16 Just apply across the board to everybody.
 17 Nobody should be left out. We're Indian. You know we
 18 might not be BIA or acknowledge, but we know where we
 19 come from. We know -- my kids know it and I instill my
 20 kids that they're native as well. My mother is buried
 21 in an India burial ground in Weldon. We just like to
 22 be known, hi, we're here too.
 23 MR. EBEN: Thank you. Alyssa Cardenas.
 24 MS. CARDENAS: Hello. My is Alyssa Cardenas
 25 and I'm also Tejon Indian. And all I want to say is

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1 the office of the attorney general reports that the
 2 issue --
 3 COURT REPORTER: Little slower.
 4 MS. CARDENAS: (Inaudible.) That's all I have
 5 to stay.
 6 MR. EBEN: Thank you. Can I have come up to
 7 the front please Shana. Jacobo. Sorry. Ronald
 8 Castillo and Richard Mackin.
 9 Next speaker, Robert Gomez.
 10 MR. GOMEZ: Thank you for this opportunity.
 11 Robert Gomez is my name. R-o-b-e-r-t, G-o-m-e-z for
 12 the young lady.
 13 This is a good meeting. Mercedes, my great
 14 grandmother, and her name is Wanamut (phonetic) from
 15 the Kern Valley, but I represent the Tubatulabal people
 16 from Kern Valley and my purpose here is -- as I've been
 17 hearing the speakers, I do have some appreciation for
 18 the speakers. I do have some objections to some of the
 19 speakers, but that's for another day.
 20 What I really want to bring to the table is
 21 not only that as to talking Tubatulabal people, we were
 22 there also along with a lot sovereign tribes at that
 23 time, the Tataviam, the Yuolomne, the Tuolomne, so on,
 24 so forth. They were all sovereign tribes.
 25 Unfortunately, historically the BIA let things

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1 happen. Beale took over the land, drove the Indians
 2 out. Some of them went back to their homeland, some
 3 went to (inaudible) so on so forth. Okay. But, again,
 4 that's a discussion for another day.
 5 I see a lot of internal issues here. I don't
 6 want to get involved in internal issues. There are
 7 some people that the names I recognize, Isabel
 8 Gonzalez, from what I know who was related to people up
 9 in the Valley, but beyond that I want to say something
 10 holistically, not personally, to the BIA members.
 11 Shame on you. And the reason I say that is
 12 because we should not be here. Had the BIA done their
 13 job, had they functioned accordingly, we would not be
 14 here. Okay.
 15 The big picture to me is if you had taken care
 16 of your wards, quote/unquote wards, we would not be
 17 here.
 18 If you reaffirm the Tejon Tribe as you did you
 19 could surely reaffirm the Tubatulabal people in the
 20 same manner because we were sovereign tribes. We still
 21 have sovereign tribes. We've been a sovereign Tribe
 22 since day one before the Europeans came in okay and
 23 we're still there.
 24 So I think that because of you or it behooves
 25 you to do your job and reaffirm us in the same manner.

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1 Thank you. Thank you.
 2 MR. EBEN: Thank you.
 3 MS. JACOBO: Thank you for allowing us to be
 4 here. I am the great great granddaughter of Isabel
 5 Gonzalez, the great great great granddaughter of
 6 Madedina Orivaes Huerta.
 7 I'm here today to ask a few questions for
 8 Ms. Katherine Morgan.
 9 My question for you, ma'am, is if you are
 10 offering an open enrollment will we be active voting
 11 members?
 12 The second question would be: Do you have a
 13 deadline for your applications to be turned in?
 14 Can we have a copy of your constitution to see
 15 if we can ever comply with what you are asking of us
 16 and, if so, where can we obtain a copy? Thank you.
 17 MR. EBEN: Thank you. Mr. Castillo.
 18 MR. CASTILLO: First of all, I would like to
 19 thank the BIA. You've done a great service to help our
 20 family and I'm here right now to talk about the
 21 opportunity for all of Tejon natives to get in to this
 22 membership.
 23 That the federal government recognizes the
 24 Tejon Tribe and the Tejon Tribe is recognized as a
 25 whole, Native Americans.

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1 You know, I think it's best that I wrote a
 2 letter to Katherine when she first got it of the
 3 recognition and on the top I stated that to the Tejon
 4 Indians "No Indian left behind," and I believe that
 5 statement to be true because we are all native and if
 6 the BIA recognizes us and Katherine Morgan, the Tribe,
 7 the Tejon Tribe is recognized by the State Board of
 8 Equalization of the United States of American, that we
 9 also be included.
 10 Now, I have been up to Katherine and taken
 11 Mr. Eben's letter on which she expressed -- she had no
 12 interest. As a matter of fact, she told us she would
 13 have us removed from the BIA and I didn't think she had
 14 that kind of power, but I assure you this grievance
 15 card was on there to make a statement.
 16 And I would like to submit now that our
 17 family, the Tejon Isabel Gonzalez is 275 members that
 18 are recognized by the BIA, which are not included in
 19 the Tejon Tribe. And I would like to go on record as
 20 giving these names and addresses of our family members
 21 because I feel it's very important that there's names
 22 and there's faces to the people who have been left off
 23 and Isabel has lived on that Tribe a Ft. Worth native
 24 and her family goes back. The history is long with the
 25 Isabel family from Magdalena to Jose Orivaes to Francis

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1 Huerta.
 2 This is a very long step and I believe
 3 Mr. Eben's office and the government is here to help
 4 the natives.
 5 Thank you very much.
 6 MR. EBEN: Thank you. Mr. Mackin.
 7 MR. MACKIN: This is more of a question and
 8 statements to the committees that are going to listen
 9 to the statements and depositions who are going to read
 10 this in committee.
 11 I keep hearing the comments of Tejon Indians
 12 of 1915, but during my research I understand that the
 13 treaty was signed in 1851 and that the Indians of Texon
 14 or Tejon misspelled, these chiefs were primary chiefs
 15 or headsmen of villages that pre-existed -- pre-existed
 16 Sebastian reservation.
 17 These Indians that were sent -- and I'm not
 18 talking -- I should clarify this that there are other
 19 villages in that treaty because the Texon, the Tejon
 20 Indians, were just one of, I can't remember, nine, ten
 21 different bands that signed that treaty, but
 22 specifically the Tejon Indians, this was their
 23 homeland. They were there already.
 24 These names the Spanish gave them of Tejon
 25 Viejo DeMonte, the DeMonte DeMalia, these Spanish names

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1 had Indian village names before that, before the
 2 Spanish, they came here.
 3 The descendants of these Tejon Indians should
 4 be recognized also as the Tejonama basin as what they
 5 were called before given the American name of the
 6 Badger Tribe.
 7 I would just like to make that statement so
 8 it's clear that this treaty was made and these are the
 9 signees of Tejon.
 10 The question to the BIA is: Who are you
 11 declaring Tejon? Thank you.
 12 MR. EBEN: Thank you. That was comic relief.
 13 I'm asking if there's anyone else who would like to
 14 speak. I have one card left. I have to call the
 15 person up first who has the card. You will be next.
 16 Mr. David Laughing Horse Robinson again.
 17 MR. ROBINSON: Yes. I'm David Laughing Horse
 18 Robinson with the Kawaiisu Tribe of Tejon.
 19 And our -- the thing they are talking about,
 20 the Tejon Ranch and Tejon reservations, there were
 21 three 25,000 acre reservations approved by executive
 22 order and congressional order.
 23 Those treaties have not -- those reservations
 24 have now been terminated, period. We all moved onto
 25 that property under the commission approved the Spanish

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1 land grant, but that Spanish land grant wasn't in that
 2 physical place. It was actually in Pasadena. Those
 3 land grants were down on the other side, not there.
 4 Those lands, those treaty lands, those
 5 reservations, there was Tejon, Sebastian and San Rafael
 6 reservations. All surveyed, all signed.
 7 Those reservations are still active, still alive and
 8 Tejon is squatting on it. Your job is to remove them.
 9 Under our treaty it says you have to remove them. If
 10 you have big soldiers to remove them, you bring them
 11 in.
 12 It is your responsibility to remove them from
 13 our lands. And that has not happened and in over 160
 14 years mind you. You have not done your job.
 15 The other side of that is we actually haven't
 16 seen any land. While the reservations were set up for
 17 us to be safe, well, California decided to pass a law.
 18 Of course, we were already a treaty Tribe. It was
 19 ratified before California became a state, but
 20 California set up the law for the protection of
 21 California Indians and it listed how much it would cost
 22 you to buy one male, one female, one child. They were
 23 sold. Beale actually sold us for a price. I have the
 24 records.
 25 And he sold us and he took our children. They

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1 were moved to L.A. and are used in prostitution. That's
 2 a matter of record.
 3 Where were you? Where are you? This is
 4 ridiculous. We are having to live in this atmosphere
 5 of genocide in a country that's supposed to be free.
 6 Free from whom?
 7 We don't care what you think anymore. We have
 8 come to the conclusion that the United States
 9 government has decided to be the enemy of our people.
 10 We signed a peace treaty, amenity of peace,
 11 and we asked you to treat us humanely. What do you
 12 define as humane? How do you define humane? Because
 13 you definitely haven't done it, any way you define it.
 14 You know we exist. That's why we're not
 15 recognized. That's why you refuse to help us. We went
 16 to court to fight for our treaty rights. Whose job is
 17 that? Your job. Your job to take it to court, not our
 18 job. Your now going to have to take action for
 19 ourselves and you have put us in that position. Thank
 20 you.
 21 MR. EBEN: Thank you. Could I have Loretta
 22 Sandoval come up to the front. I'm not sure about this
 23 second name, Katherine DeVries. I will spell it.
 24 D-e-v -- oh, sorry. Ms. Dominguez.
 25 MS. DOMINGUEZ: Yes. My name is Dee

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1 Dominguez. I'm the chair of the Tinoqui-Chalola
 2 Indians and I would like to bring to your attention
 3 some of the facts surrounding the Terrell census that
 4 has been referred to and used to identify who the Tejon
 5 Indians are.
 6 That census in approximately 1914 was taken by
 7 the Indian agent John Terrell and he went to the last
 8 living areas where the people were, the Tejon Canyon,
 9 and at that time there were 79 that were listed on that
 10 census.
 11 I have a report that was prepared by the
 12 Morgan Group by John Johnson and submitted to the BIA
 13 through the Morgans' attorneys Pat and Bob.
 14 And even though the Terrell census had only 79
 15 people on there, 59 were considered by the Morgan group
 16 as not able to claim to be the modern successor to the
 17 historic Tribe. Only 20 individuals from 79 that were
 18 listed on the Terrell census were considered by the
 19 Morgan group as members.
 20 Five families specifically were singled out as
 21 not belonging. They were the Marcelino Cordero family,
 22 the Mariano and Izabell Gonzalez family, the Juana
 23 Encinas family, the Pedro Martinez family, and the
 24 Maria Inacio family.
 25 The Office of the Solicitor General has issued

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1 a report an investigation that was done.
 2 I want to ask you today: Why are you not
 3 addressing that? That speaks to this report. It's a
 4 sad day when there's only 79 people left and today in
 5 our day we eliminate 59 of those 79. That is the new
 6 genocide of today. Please address the report from the
 7 Office of the Solicitor General. Thank you.
 8 MR. EBEN: Thank you. Ms. Sandoval.
 9 MS. SANDOVAL: Hello. And thank you. My name
 10 is Loretta Sandoval and I want to thank you, the BIA,
 11 for being here.
 12 What I want to do is more so make our
 13 documentation of record. I too as Mr. Salazar have
 14 gone to meet with Ms. Morgan back in March of 2012 and
 15 submitted -- showed her our documents from the BIA
 16 dated April 16, 1954 that showed my great grandmother
 17 as being Tejon.
 18 Her response to me was "That means nothing.
 19 The BIA doesn't know what they're doing and we're not
 20 even going to consider that documentation at all," and,
 21 therefore, closed the door on us.
 22 I would like to make our package we took to
 23 her, which she would not look at or accept, as record
 24 today. If I can leave this with you, I'd appreciate
 25 it. Thank you.

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1 MR. EBEN: Next up.
 2 MS. DEVRIES: My name is Kathryn DeVries.
 3 K-a-t-h-r-y-n, D-e-v-r-i-e-s.
 4 I've done considerable research on the history
 5 of this area, the Tejon Ranch, the Tejon reservation
 6 and the Tribes been here, created here, and I can tell
 7 you that to say that any Tribe started with a census or
 8 a report in 1912 is ludicrous.
 9 To have that be the basis of a constitution
 10 because the anthropologist decided to pluck that date
 11 out because the group he wanted to support could all be
 12 captured under the 1912 report is like the U.S.
 13 government acknowledging they're completely ignorant to
 14 the place they have now taken up as our nation.
 15 You cannot stand with integrity and allow that
 16 to be a basis for any sort of enrollment for a Tribe
 17 that represents such an ancient area.
 18 Just as the basis for the Kawaiisu Paiute
 19 area, they've already documented through the Department
 20 of Interior and for the now the Ninth Circuit Court the
 21 existence of the tribes when the Spanish came signing
 22 and ratifying the treaty with the U.S. government.
 23 It's common knowledge that the state became --
 24 California became a state in 1850 and the gold rush
 25 pushed lots of Indians into this area by no fault of

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1 their own.
 2 There is a census for the Tejon reservation in
 3 1860 totally ignored in this whole process and there
 4 are other censuses, 1880 with blood quantum.
 5 All of these censuses that exist and are part
 6 of the record are completely ignored because
 7 Mr. Johnson decided this family I represent can all fit
 8 onto a 1912 census.
 9 What about all of the Paiute allotments that
 10 were issued in 1918, 1897? These are all documents
 11 coming from your department. I know you didn't make
 12 this decision, at least we haven't found a record yet
 13 that you did, but I can tell you we have to hold you
 14 accountable because the person was employed by your
 15 department.
 16 And we're keeping on snipping and we are not
 17 going to stop here. If we have to take it to the UN,
 18 we're going to make sure that people understand that we
 19 understand the history of the nation we live in and if
 20 our government is slow to read their own documents,
 21 what does that say to the rest of the world?
 22 Stand up, have integrity per the nation that
 23 we have a constitution that we follow. Thank you.
 24 MR. EBEN: Thank you. Is there anybody else
 25 who would like to speak? Yes. Come on forward.

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1 MS. CASTRO: This is to everybody here, not
 2 the BIA.
 3 I am from the San Francisco Bay area. I was
 4 born in East Bakersfield. I'm the granddaughter of
 5 Lydia Gilbert. She was -- she lived on the Tejon
 6 Ranch. She was the Indian lady here in Bakersfield.
 7 She taught all the kids here at the museum.
 8 And I grew up knowing that I had this blood.
 9 I didn't know how much. It didn't matter. I had the
 10 history. I had the stories.
 11 I come here from out of town. I don't know
 12 all the divisions. I don't know all the groups. I
 13 really -- it's really sad. It hurts my heart.
 14 I don't think we can really giving you a clear
 15 -- I don't think we can get anywhere in a good strong
 16 way with the BIA until we know who we are, until we
 17 know what we want together, not apart, together.
 18 So this is an opportunity for us to gather,
 19 find out who we are, find out where we're from, find
 20 out how we're related.
 21 So I don't know how to make that happen, but
 22 let's all work together as much as we can.
 23 My name is Jacque Castro. J-a-c-q-u-e.
 24 MR. EBEN: Novia Torres.
 25 MS. TORRES: First off, I want to just say

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1 thank you. It is an historical day for a lot of
 2 people, my mother, my grandmother. They aren't here to
 3 see this.
 4 It's a step. It's a step towards all of us
 5 getting to know who we are. As far as you go, I feel
 6 your pain, but we're already related somehow.
 7 This document right here that I did want to
 8 read to you will show that the list of petitioners by
 9 state per BIA acknowledgment California, Number 47 Kern
 10 Valley community intent to petition 4-09-1979, 33 years
 11 ago, number 165. I can't say the name. T-i-n-o-q-u-i,
 12 Chalola council, and alumni Indians intent to petition
 13 January 16, 1996, 15 years ago from today's date.
 14 Number 230, Tejon Indian Tribe, letter of
 15 intent to petition, October 27, 2000.
 16 11 years and two months.
 17 Number 318, of Kern Valley, letter of intent
 18 to petition, 10-7-2008, three years and two months.
 19 And if you guys aren't aware, the first two
 20 and the last two is what they call splinter tribes. So
 21 I don't know how you guys say, but we're all related.
 22 We all stem from somewhere and we all got shifted,
 23 tossed and processed in through the system and lost
 24 whatever else and all we're asking is that it applies
 25 across the board.

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1 We see number one on this page, 11 years, two
 2 months, their letter of intent to petition, but what
 3 happened to the ones from 33 years ago and the ones
 4 from 15 years ago?
 5 Just make it fair across the board. Thank
 6 you.
 7 MR. EBEN: Thank you. Is there anyone else?
 8 Yes.
 9 MR. MACKIN: My name is Joseph Mackin and I'm
 10 a Tejon Indian.
 11 We started this meeting with a prayer and we
 12 talked about the children and we look around to our
 13 neighbors, we're all children, even our eldest are the
 14 children. So let's keep it in mind when we're working
 15 together. That's what we're all here for. That's all
 16 I got to say.
 17 MR. EBEN: Thank you. Is there anyone else?
 18 What we're going to do is stay here for a while and
 19 we're not going to answer any questions, but we are
 20 here to take any information you may want to give us.
 21 So we're going to review the records that have
 22 been submitted and we're going to review the testimony
 23 that has been given and I'm certain we will be
 24 following that up with another meeting similar to this
 25 one. I'm not sure when that's going to be. It would

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1 probably be -- probably about 60 days would be my
 2 guess.
 3 If there's nothing else, I want to thank all
 4 of you for attending and, please, be safe going home.
 5 Thank you.
 6 (11:50 a.m.)
 7 ---oooOooo---
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