

DEAR BROTHERTOWN TRIBAL MEMBERS:

Hi again. This is the second of four informational reports which are being sent to all enrolled tribal members in 1987.

--The Enrollment Committee has been acting on enrollments as previously reported. Enrollment numbers have been issued to members who have proven their ancestry. If you would like to find out what your enrollment number is, please send a self-addressed stamped envelope to the Tribal Chairperson and she will provide that number to you. It should be noted, however, that while you do now have an enrollment number, you are enrolled in a federally NONRECOGNIZED tribe, and that fact may limit the value of your enrollment number in applying for government services.

--The Tribal Council continues to receive additional applications for enrollment. As you know, enrollment was officially closed September 30, 1986. Even though the federal acknowledgement petition is not being submitted at this time in order to pursue litigation, the rolls remain closed until such time as there is an overriding reason to reopen them. All applications will be kept on file, but there are no immediate plans to reopen the rolls.

--Due to the resignation of Ruth Vanderhoef from the Tribal Council, Bonnie Hauman, of Leopolis, Wi., was appointed to serve out that term until the May election. Many thanks to Ruth for her service to the Council.

--Tim Vanderhoef, editor of the Brotherton Messenger has also resigned. Tim did a terrific job for over 2½ years, and we truly appreciate his dedication and service to the tribe in keeping members informed. The Council has voted to discontinue the Messenger at this time, but as mentioned previously, an informational report will be sent to ALL enrolled tribal members on a quarterly basis, not just to those members who have subscribed to the Newsletter. We welcome submissions for this report and if you have information which you would like to see included, please bring that information to one of the tribal meetings or send it to the Tribal Chairperson, June Ezold. We look forward to your continuing input and assistance in keeping members informed.

--The Brothertown Tribal Council would like to publicly thank Will Ottery for his offer to edit the Messenger. We are declining that offer due to the logistics involved. With Will based in New Hampshire and the tribe conducting its business in Wisconsin, it would be difficult and costly to organize information in a timely manner. As experienced in the past, it often takes correspondence from New Hampshire over a week to arrive in Wisconsin, and since the newsletter must be mailed from Fond du Lac to receive a nonprofit rate, it makes an already difficult coordinating job, worse. We have received complaints in the past that since the newsletter takes up to 4 weeks to arrive after it is mailed, the information is already dated. Having an editor based in New Hampshire would further delay this process. In addition, the Council feels strongly that in order to conserve the sparse resources we have, it is better to send information to members in a manner which is less expensive and reaches ALL tribal members.

--TRIBAL ELECTIONS will be held May 16, 1987 at the Hamilton Building in Fond du Lac, Wisconsin. Three Council seats and the position of Tribal Secretary will be filled through this election. Enclosed, you will find a list of nominees and their qualifications, selected by the NOMINATING COMMITTEE and nominated from the floor at the April tribal meeting. Now it is your turn to act!! If you know you will be unable to attend the May 16th meeting in person, you must request an absentee ballot as soon as you receive this notice. To place your request for an absentee ballot, send a self-addressed stamped envelope to Sandy Biancardi, Secretary, 510 West Point La., Racine, Wi., 53402. REMEMBER: only one request per member will be honored--you cannot request absentee ballots for your enrolled children, they must be requested individually from them. This is very little lag time this year, so it is essential that you send a written request for absentee ballot, cast your vote, and return it by May 15th in order to be counted. We must have your request in Sandy's hands before May 2nd, so she can get the request to the election committee and get to you to have you return it to be back by May 15th. It is imperative that all enrolled tribal members exercise their right to vote to select the people who will serve them in this critical point in our development.

Ratification of the Tribal Constitution and By-laws is also a referendum item on this ballot. These were sent to all enrolled tribal members with the January information report. It is up to the general membership to accept or reject the proposed amended Constitution and By-Laws, and it has never been more important to hear from you.

WHAT WILL RECOGNITION MEAN?

Have you given it any thought? This might be of interest. Indians and tribes are eligible for a wide range of federal programs, most of which are administered by the Bureau of Indian Affairs and are available only to Indians. Many of the programs are designed to fulfill treaty obligations, while others are provided for humanitarian reasons and to satisfy the government's trust responsibility toward Indians. In addition, Indians are eligible to participate in all federal programs which the government has made available to citizens in general. As a result, Indians receive services through almost every department of government, including the Departments of Education, Agriculture, Housing and Urban Development, Commerce, Labor, and Health and Human Resources.

REMEMBER: request your absentee ballot TODAY with a self-addressed stamped envelope sent to Sandi Biancardi.

Have written to Native American Rights Fund in regard to what is happening in regard to our litigation coming up but have not received an answer as yet. More in our next report. Should know more by that time.

Brothertown Picnic--July 18, 1987, Calumet County Park, Stockbridge, Wisconsin. MARK YOUR CALENDAR!! See you then.

Your Brothertown Tribal Council

NOMINATIONS

REQUEST YOUR ABSENTEE BALLOT TODAY WITH A SELF-ADDRESSED, STAMPED ENVELOPE.

SECRETARY:

SANDRA BIANCARDI--age 35, husband David Biancardi; replacement as Secretary in July 1986 til present; education: West Senior High School Madison, 1970; attending University of Wisconsin part time to obtain degree in Business Administration; assisted enrollment and by-laws committees. Ancestry Hannah Paul

COUNCIL MEMBERS --- 3 to be elected

BONNIE HAUMAN--age 30, husband John Hauman; daughter Amanda; replacement for council member in February; education: J.I. Case High and Gresham High; manager small motel from 1975-1983; part time employee Man Power 1977-1982. Ancestry Phoebe Johnson

PHYLLIS MATTERN--age 58; graduated from Neenah High; born and raised, Neenah, Wisconsin; working Kimberly Clark for 35 years; 3 daughters, 4 grandchildren; served on Council for 2 years; attended history workshop, member of enrollment, history and By-laws committees, history researcher. Ancestry Hannah Paul

MAYNARD THOMPSON--age 66, wife Blanche, son Ray; education: Oshkosh High School, Oshkosh State Teacher College; served U.S. Army in Ordinance; completed two terms as Council member; attended history workshops, grant writing seminars, a history researcher, member enrollment and By-laws committees. Ancestry Jeremiah Johnson

PHILIP G. TOUSEY, SR--did not tell his age when asked; education: Winnebago Lutheran High School; cred: Dental Technician, researcher 1980-1984; former vice chairperson; archival training class Stevens Point State University; assisted with first grant writing; wife Olivia Tousey. Ancestry Melissa Coyhis.

"CY" H. WELCH--age 67, wife Laura May, 5 children; born Redwood Falls, Mn; education high school, Minnesota Bible School A.B. and School of Religion, Butte University, BD degree. Currently Minister, Madison, Wi. Ancestry Cyrus Welch.

REQUEST ABSENTEE BALLOT FROM: Sandra Biancardi 510 West Point La., Racine, Wi., 53402. Enclose self-address, stamped envelope. Do it NOW!

ALSO REMEMBER: RATIFICATION OF AMENDED CONSTITUTION AND BY-LAWS

INFORMATIONAL REPORT
BROTHERTOWN INDIANS OF WISCONSIN
JUNE 20, 1987

The election for 3 Council members of your Brothertown Tribe was held May 19, 1987 in Fond du Lac, Wisconsin. The 3 members you have elected to serve on the Council for the next 2 years are: Phyllis Mattern, Philip Tousey and Cyrus Welch. Sandra Biancardi was elected to serve as the Tribal Secretary for the next 3 years. The Constitution and By-laws failed to be passed, so back to the drawing board. Congratulations to those elected and I know we will all work together toward the goal of becoming recognized.

Maynard Thompson, the incumbent Council member, was asked to serve as your membership chairman. Bonnie Hauman, another incumbent Council member, will serve in any capacity. Both are very dedicated to the Tribe and knowledgeable members in the workings of the Tribe.


The Council is planning to re-review the enrollment membership list to make certain that there are not errors, which, of course, is possible. We hope to do this in the future when we can all get together. The Council worked well into December to finish the reviewing of the applications sent in by September 30, which was the deadline for enrollment because of the plans to send in our petition, at that time. As you know from the informational reports that have been mailed, those plans were changed after some long, detailed meetings held with NARF, Dr. Campisi and others.

The 3 options were very carefully studied and discussed and your working Council, along with the active members, decided that option 3 was the most logical route to take at this time. The other options can be taken up later if the one chosen fails. If the petition was submitted at this time and denied, we would have no other alternative to turn to, to become recognized. We hope that everyone understands this procedure, and realizes why option 3 was chosen.

If some members of your family requested an enrollment number but were informed they did not have one, the reason being that their application forms were received after September 30, and their application has not been reviewed as yet.

The reason some of the members did not receive an absentee ballot was due to the fact that one person requested several ballots in one envelope but enclosed SASE for each person requesting ballots, but the instructions were that each person must request their own ballot with a signed request. We are now in the process of putting the birth date after each enrolled member's name to make certain that the voting members are 18 years of age or older.

I would also like to clear up a misunderstanding that seems to be going throughout the tribe. I have never, in the 5 years that I have been chairperson of the Brothertown Tribe, have asked anyone, and I mean anyone, to resign. Each one that has resigned has done so because it was their decision for some reason or other.


Tribal Chairperson

As noted in the last quarterly report, the Brothertown Tribal Council has chosen to pursue litigation (a lawsuit) to regain our tribal status with the federal government. The Native American Rights Fund, a nonprofit legal assistance agency, has agreed to take the Brothertowns case because of its unique character. Since NARF Attorney Faith Roessel attended the Brothertown Picnic in July, changes have occurred at the Washington office which have delayed filing of litigation. In addition to a reduction in NARF's funding, a staff attorney position has been eliminated which has increased the workload of other members of the staff. With our case being relatively new, the primary focus of NARF's efforts have been on meeting prior commitments to other tribes. This does not mean, that things aren't progressing. The Tribal Chairperson has been in contact with both NARF and Anthropologist Jack Campisi, who is slated to do suit-specific research for the Brothertowns case. As explained in the previous report, our suit centers around the citizenship Act of 1839 which on the surface looks like termination and the subsequent Congressional Act of 1878 which looks like restoration of our tribal status. Campisi will be conducting research to see how the language in these acts was interpreted and to what extent governmental services to the tribe continued after citizenship. We are now trying to set-up a timetable for this research and for the consequent filing of litigation.

On another front, the genealogical information which is needed to establish both individual and tribal identity, still needs to be turned over to the Tribal Council. In February of this year, the Tribal Genealogist presented a extensive and comprehensive computer print-out of the genealogical information she has collected over the past 15+ years. This print-out represents thousands of hours of research, and is essential in establishing the ancestry of all Brothertown Indians. However, the information contained in this print-out is useless unless it is documented and the Tribal Council has requested the Tribal Genealogist to provide us with this needed documentation on several occasions. This documentation consists of birth certificates, marriage certificates and death certificates which many of you have provided to the Tribal Genealogist over the years and other forms of documentation such as census data, tribal rolls, and other governmental documents which can be used to substantiate identity and lineage described in the genealogical print-out.

At the September 19, 1987 meeting of the Tribal Council, we voted unanimously to send a letter to the Tribal Genealogist requesting that she provide us with this information in the next 60-day period, or with timeline detailing its delivery to the Tribal Council. The tribe cannot proceed with any action, whether it be a lawsuit, restoration legislation, or a petition for federal recognition without this documentation. It is imperative for all tribal members to realize that this documentation represents our identity as a tribe and without it our efforts cannot succeed. This information is our cultural heritage, our essence as a tribe, and we urge all members to support our effort to secure this information for the tribe and its members. We do have documented evidence of our history as a tribe and we do have documented evidence of our contemporary community, we now need the documented evidence of our genealogy.

Applications for enrollment are still being taken and will be held until a future date when enrollment will be reopened. Acknowledgement of receiving applications will be sent.

Maynard Thompson has accepted the position as enrollment advisor. Sandra Biancardi resigned the elected position of secretary and Bonnie Hauman has accepted to fill that position until electiontime in May.

Anyone interested in receiving a copy of the general meeting minutes, please send \$1.00 along with a self addressed stamped envelope to the chairperson, to help defray some of the expense of mailing. This is for each copy of the minutes that you want to receive.

At our last general meeting it was suggested to postpone the December meeting and have a Christmas party in January. Remember the third Saturday of each month at 1:30 P.M at the Hamilton Building, corners Sophia and Forest, Fond du Lac, Wi.

For your convenience, members of your Council, addresses and phone numbers

Chairperson
June Ezold
AV2848 Witches Lake Rd
Woodruff, Wi. 54568
(715) 542-3913

Vice Chair
Mark Baldwin
302 Kent La. #103
Madison, Wi. 53713
(608) 273-3704

Secretary
Bonnie Hauman
P.O. Box 64
Leopolis, Wi 54948
(715) 787-3287

Council

Treasurer
Leo Tousey
2248 E. Sandy Acres Rd
West Bend, Wi. 53095
(414) 338-8645

Platt Welch
W4634 Cty.H
Chilton, Wi, 53014
(414) 849-4875

Phyllis Mattern
1093 W. Cecil St
Neenah, Wi., 54956
(414) 722-0311

Bernard Sampson
17 N. Hickory St.
Fond du Lac, Wi. 54935
(414) 921-2000

Philip Tousey
412 W. 3rd St
Beaver Dam. Wi. 53916
(414) 885-5410

Cyrus Welch
4909 Twin Oaks Cir.
Madison, Wi. 53713
(608) 222-4077

Enrollment Advisor: Maynard Thompson, P.O. Box 64, Waukau, Wi. 54980, (414) 685-5438

COMMENTARY

The proposed amendments to the Brothertown Tribal Constitution and By-Laws were rejected by the general membership at the annual Tribal election this past May. The Tribal Council is once again beginning the process of creating a more workable document which meets the approval and support of tribal members. It is now the responsibility of individual tribal members to communicate their comments, concerns and suggestions for changes in the Constitution. If you voted against the proposed changes, it is now your responsibility to speak up and express your thoughts and opinions as to how they can be improved. If you voted for the proposed changes, we need to hear that you support the changes which were proposed.

As with many elections, a great deal of misinformation was communicated to the membership regarding the proposed changes in the Constitution. As a member of the Council I regret that this occurred, but it seems inevitable when personal agendas are placed before tribal welfare. I, as do the other members of the Council, accept without question the rejection of the proposed changes in the Constitution. It is the will of the people. I will not, however, contribute to further misunderstanding and for that reason, I want to briefly address concerns expressed about the proposed changes.

1. There was never any attempt to eliminate absentee balloting. The rules and regulations regarding absentee voting are explained in detail in "Parliamentary Law for Nonprofit Organizations" which we are constitutionally bound to follow by Article 51.

2. There was never an attempt to make the Constitution unamendable. The Council recognized the Constitution and By-Laws were not perfect, nor would they ever be. We did however recognize that until we become federally recognized, there was an opportunity to create a document which would outline the structure and operation of tribal government and which would be agreeable to the majority of Brothertown Indians. Until that time we have provided the opportunity to amend the Constitution using the exact same process which we went through in the past election. Amendments would be discussed and approved by the Tribal Council, but they would then have to be accepted or rejected by the general membership. The proposed amendment detailed the process which would have to be followed to amend the Constitution after the tribe became federally recognized. This self-imposed restriction was to force the Council to hammer out difficulties and produce an acceptable document before federal recognition occurred. Realistically, we can't become recognized unless we put this major piece of business behind us.

There was also some question as to the presumed difficulty of changing the Constitution after federal recognition. As stated in the provision the Council may propose amendments after recognition or the general membership may propose amendments if 20% of tribal members sign a petition to change the Constitution. Today, there are approximately 1350 enrolled tribal members. However, our estimate of Brothertowns enrolled and over the age of 18, (which would make them eligible voters) is approximately 700 people. Therefore the number of people needed to sign a petition for a change in the Constitution would be 20% of those 700 people, or a total of 140. 40% of all eligible voters would then have to vote in the election. This 40% requirement is not

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as onerous as it may seem, and it is comparable to other tribal Constitutions. 40% of that 700, or 280 people, would have to vote in the election in order to change the Constitution. We have had well over 200 people voting in regular elections, so it does not seem unreasonable to require a 40% turn-out in a matter which may change the fundamental governing structure of the tribe.

3. The membership will have no voice in the affairs of the tribe. Everything will be controlled by the Tribal Council. The Constitution and By-Laws specifically state what authority the Council has and what roles the officers and Council members are to fulfill. The membership has the power and responsibility to select and elect the individuals they want to serve in those capacities. The Tribal Council is similar to a Town Council or the Congress of the United States. Members of the Council are invested with the authority to act on behalf of their constituents or in our case tribal members. If they fail to do so, it is up to the membership to select other leadership. The membership's input and participation is critical to the operation of government, but the final authority to make decisions rests in the those elected to represent the people--the Council. Tribal government, like any other government, could not operate if every decision was brought before the general membership, or if its directives were given no authority because they were opposed by a vocal minority. In the over 5 years which I have served on the Council I have observed that Council members have a tremendous respect for the opinions expressed by tribal members. I believe it is time for people to respect the choices of leadership made by tribal members, and let them get on with the business they were elected to do.

I am sure there are other questions and concerns tribal members have about the Constitution and By-Laws and I encourage them to bring these to the Brothertown Indian Homecoming, to general meetings, or meeting of the Council. Talk to your Council members, let them know your comments and concerns. Without that input we cannot proceed to secure the federal recognition which is long overdue, and which so many have worked so hard to obtain.

--Mark Baldwin, Vice Chairperson--

THE TRIBE NEEDS YOUR SUPPORT

Its never an easy thing to ask for money. This is particularly true with the Brothertowns because we all know of the false promises of the past. However, we come to you only once a year and ask tribal members to help us by contributing what you can so we can continue our efforts to become federally recognized. The \$20-30 collected at monthly meetings barely covers the cost of renting the meeting hall, and the costs of telephone calls, producing and posting this newsletter, notifying members of the annual election, photocopying, and other expenses, have to be paid. Your contribution is tax-deductible and it will go to meeting the critical day-to-day needs of tribal government and on obtaining federal recognition. Please send your gift to Leo Tousey, Treasurer, Brothertown Indian Nation, 2248 E. Sandy Acres Road, West Bend, WI 53095. Please make checks payable to the Brotherton Nation, Inc. The Tribal Council thanks you for your support.

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A SNEAK PREVIEW

One of the events scheduled for the Brothertown Indian Homecoming October 17th is the playing of a videotape produced on the Brothertown Tribe and its efforts to regain federal recognition. The segment originally aired on the weekly public affairs series The WISCONSIN MAGAZINE and it was produced by WHA-TV in Madison. The program which this segment appeared in won a first place national award for the WISCONSIN MAGAZINE from the Corporation for Public Broadcasting.

A special SNEAK PREVIEW of a six-part series on American Indian issues designed for national broadcast on PBS will also be held at the Homecoming. A sample tape for the series THE WINDS OF CHANGE: The Indians' Estate will be played which introduces six issues which affect all Indians and which connect contemporary circumstance to its historical and cultural roots. The series was initiated by Brothertown Vice Chairperson, Mark Baldwin, who is a Development Specialist for WHA-TV. The series is in the research and development stage and WHA-TV is seeking approximately \$1 million dollars to produce the series.

The series has been designed with the help of an American Indian Advisory Panel which consists of Rayna Green, Director of the American Indian Program at the Smithsonian Institution; Dave Warren, Director of the Cultural Research and Resources Center at the Institute of American Indian Art, Santa Fe, New Mexico; Frank Blythe, Executive Director of the Native American Public Broadcasting Consortium; Roger Buffalohead, Director of the American Indian Learning & Resource Center in Minneapolis. Other members of the panel include Arlinda Locklear, Director of the Washington office of the Native American Rights Fund, and Fred Hoxie, Director of the D'arcy McNickle Center for the History of the American Indian at the Newberry Library in Chicago. The series is being hosted by Pulitzer-prize-winning author and Kiowa Indian, N. Scott Momaday and it is being co-produced by Phil Lucas, an independent American Indian producer.

Please join with us and be the first people to get a glimpse of this exciting project.

ANNUAL BROTHERTOWN NATION HOMECOMING

WHERE: Hamilton Building, 97 Forest Ave. (corners Sophia & Forest) Fond du Lac, Wi.

WHEN; Saturday, October 17, 1987
10 a.m. til ????

REGISTRATION: 10 A.M.

FEEES: \$1.00 per person
\$5.00 for family of 5 or more (must be same household)

WHAT TO BRING: Utensils, plates, cups, dish to pass. It was suggested if you are familiar with a Native American food why not bring that. COFFEE & MILK will be served

ACTIVITIES

GENERAL MEETING: 10:30 a.m.

LUNCH: 12 noon

CEMETERY TOURS--all interested persons (after lunch)

TRADITIONAL INDIAN DANCES

COUNCIL OF ELDERS (panel)

VIDEO OF WHA INTERVIEW OF TRIBE titled THE LOST TRIBE

VIDEO: Sneak preview of THE WINDS OF CHANGE

PLEASE DETACH AND RETURN AS SOON AS POSSIBLE

Name _____ Number of Adults _____

Address _____ Number of children _____

City _____ Dish I will bring _____

Return to: Cyrus Welch
4909 Twin Oaks Circle
Madison, Wi, 53713

Phone: (608) 222-4077