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January 3, 1974

Dear Chief Twohy:

The President has asked me to thank you for your letter of December 28 about the concerns of the Traditional Ute Indians. What your letter speaks of is evidently a difference of opinion within the Ute people.

Honest differences of opinion about public issues arise in all societies, but as you recognize, the only proper last resort to settle such differences is the voting booth. It is the policy of this Administration to respect Indian self-determination and to work closely with whoever are the officers chosen by Indian tribes in free elections. If you and your associates have a problem with the policies adopted by the majority of the Ute peoples, this must be resolved through the electoral process among Indian people themselves; it would be wrong for any of us to try to intervene in that process or to undercut the proper decisions of Tribal Governments.

I hope and trust you can work out your differences within the whole group of Ute Indian people, and will send a copy of your letter to the Bureau of Indian Affairs Area Director at Phoenix so that he is aware specifically of your own concerns. He may wish to supplement this letter with a more detailed discussion of the specific matters you raise.

Sincerely yours,

Bradley H. Patterson, Jr.

Chief Twohy, Spokesman
Ute Indian Tribe
General Delivery
Whiterocks, Utah 84085

bcc: John Artichoker



January 3, 1974

Dear Miss Davis:

Thank you for your recent note and my apologies for a delayed answer.

There is no danger that the BIA will be "disempowered"; just a month ago Secretary Morton swore in the new Commissioner of Indian Affairs, Morris Thompson, himself an Athabaskan Indian.

The Bureau's current budget is in the neighborhood of \$600 million; it has over 16,000 employees, of which 67% are themselves Indians. Morris and his colleagues in the Bureau will indeed have a direct input into the President's FY 1975 budget planning; overall that budget has increased, since FY 1969, by 224%.

We appreciate having your views.

Cordially,

Bradley H. Patterson, Jr.

Miss Mabel Davis
5243 Hamilton Avenue
Cincinnati, Ohio 45224



Nov 10, 1973

Mr. Bradley Patterson
c/o The White House
Washington, D.C.

Dear Sir:-

In our opinion there are three
rather critical items we would call to
your attention

1. We favor a reorganization of the BDA.
2. We advise against disempowering
the BDA.
3. We feel the commission should have
policy making powers and should
be involved in planning the budget.

Yours very truly
(Mrs) Mabel Davis

5243 Hamilton Ave
Cincinnati O. 45224



February 26, 1974

Dear Laura:

Thank you for your letter endorsing James Bluestone for appointment to the Civil Rights Division.

I will pass your recommendation on promptly to those here on the staff who are handling this matter for the President.

Cordially,

Bradley H. Patterson, Jr.

Mrs. Laura Waterman Wittstock
Director, Project Media
National Indian Education Association
3036 University Avenue, S. E.
Minneapolis, Minnesota 55414



File to Laurelle Sheedy

THE WHITE HOUSE

WASHINGTON

March 11, 1974

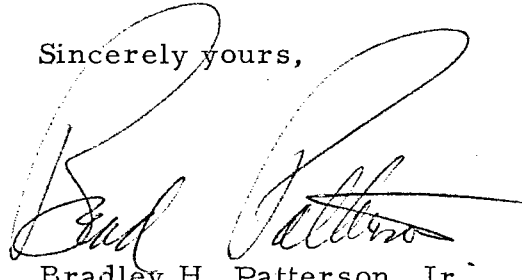
Dear George:

I appreciate receiving your letter of the 1st and realize your concern about the future of OEO programs.

The President notified the nation as far back as the Budget Message of January, 1973 that he intended to phase out OEO, but on the other hand he transferred Indian community action programs to HEW, along with an increased budget (now totalling \$32.9 million).

I assume you have been in touch with Bob Howard, who heads up HEW's Office of Native American Programs, but in case not, I am sending your letter over to him so that he may know of your concerns. Through ONAP, Indian Community Action programs can continue (subject to the availability of funds) if they are desired by the elected tribal councils.

Sincerely yours,



Bradley H. Patterson, Jr.

Mr. George W. Kenote
Sun Dog Hill
Keshena, Wisconsin 54135

bcc: *Bob Howard*



GEORGE W. KENOTE

SUN DOG HILL

KESHENA, WISCONSIN 54135

March 1, 1974

Mr. Bradley Patterson,
Assistant to the President
Executive Office Building
1600-16th St.
Washington, D.C. 20500

RE: Community Action Programs, Menominee County Wisconsin

Dear Mr. Patterson:

This is to alert your office to the very severe situation that will occur in Menominee County if Community Action programs are discontinued as now appears indicated as of June 30, 1974.

The Outreach, Recreational, Counseling, Mainstream, Headstart and Economic Development assistance offered by the Community Action Program services provide a basis of concerted community life and opportunity that would otherwise be non-existent for the poor, the youth and elderly, in our present situation.

In addition to this important influence in the community, these programs provide a large and absolutely necessary direct economic resource otherwise sorely lacking. It is well established that Menominee Enterprises provides only about 50 percent of the needed employment base in the County. The Community Action Programs provide employment for another 25 percent, without which families of the less employable must go without. Specifically, the programs provide employment opportunity for approximately 300 and a payroll of close to \$400,000 annually.

The programs provide encouragement, opportunity, and a focus on community interest and development otherwise left devoid.

My interest in this matter is almost as a bystander. I have seen the many benefits of the programs over the past seven or eight years and know the depth of community dependence upon them.

I hope that your office will do everything possible to seek either a continuance or replacement of these services during the transition period of restoration, which we understand will spread across 18 to 24 months.

The tribal unity which we have in recent months been urged, and struggle, to attain would be completely disrupted should these programs be denied our Menominee community.

Sincerely,

George W. Kenote
George W. Kenote

Many thanks for earlier considerations.



THE WHITE HOUSE

WASHINGTON

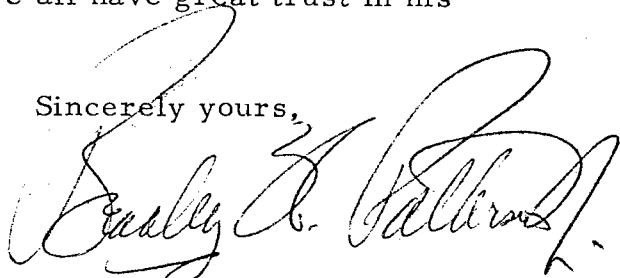
March 11, 1974

Dear Mr. Johnson and Mr. James:

Thank you for your letter to the President of February 25 and for sending us the copy of your proposal to the Bureau of Indian Affairs.

Since you sent that in, we now have a new Commissioner of Indian Affairs and I know that he is considering your proposal. I am sure you will hear from him soon about it; Morrie Thompson is an outstanding government officer and we all have great trust in his judgment.

Sincerely yours,



Bradley H. Patterson, Jr.

Mr. Vernon T. Johnson
Mr. Albert E. James
Inter-Tribal Council of California, Inc.
2969 Fulton Avenue
Sacramento, California 95821

bcc: Morrie Thompson



March 11, 1974

Dear Howard:

Thank you for your letter of March 1 about Intermountain School.

I checked with Morrie Thompson's office and find that he has been meeting with Indian groups this very week about just the question you raise. I know he is giving the matter very personal and direct attention, and on an operational matter like this, Howard, we here do look to Morrie to call the shots and take the responsibility for the decisions.

Nonetheless, I will send your letter to him right away so that if he hasn't been exposed to your views yet, he will have that opportunity now.

Cordially,

Bradley H. Patterson, Jr.

Mr. Howard E. Tommie
President
United Southeastern Tribes, Inc.
1970 Main St. Wood Bldg.
Sarasota, Florida 33577



bcc: Morrie Thompson

March 11, 1974

Dear Mrs. Mason:

The President has asked me to thank you for your note of the 1st about the Wounded Knee trials.

Mrs. Mason, in no way is the Oglala Sioux Tribe itself on trial. Those who have been indicted and who are standing trial in St. Paul are those particular members of AIM who the government alleges committed felonies during the occupation of Wounded Knee a year ago.

The Oglala Tribe itself, under its newly re-elected Chairman, Dick Wilson, is very much on top of things and is planning new projects and activities to bring economic development and new progress to Pine Ridge. I met with the Tribal Council just this week and am very pleased at their initiative and sense of progress.

Neither the President nor the Vice President have any plans to be present at the trials themselves.

Sincerely yours,

Bradley H. Patterson, Jr.

Mrs. Nancy S. Mason
City of Buena Park
6650 Beach Boulevard
Buena Park, California



March 12, 1974

Dear Mr. Cloquet:

The President has asked me to thank you for your letter of March 3 concerning the Cowlitz Tribe.

I am bringing your communication promptly to the attention of the Commissioner of Indian Affairs, Mr. Morris Thompson.

Sincerely yours,

Bradley H. Patterson, Jr.

Mr. Donald J. Cloquet, Chairman
Council of Chief's Sovereign
Cowlitz Tribe
10712 Westwood Dr. S.W.
Tacoma, Washington 98499



bcc: Morris Thompson

THE WHITE HOUSE

WASHINGTON

March 15, 1974

Dear Phil:

I appreciate having your letter of the 7th about the EDA Indian program.

The EDA program money is in the FY 1975 BIA budget.

What is needed as we see it is the legislation giving BIA grant authority -- and that legislation was submitted to the Congress last June and has been there ever since. I am sure you will bring whatever views you have about that legislation to the attention of the appropriate Committees of the Congress; the President very much hopes to have that Tribal Development Grant Act on his desk for signature before June 30.

There is no plan I know of to extend the EDA Indian Program itself within EDA for FY 1975; we really do believe that it should be unified with the BIA framework and that BIA should be given the authority the President asked for nine months ago.

Cordially,

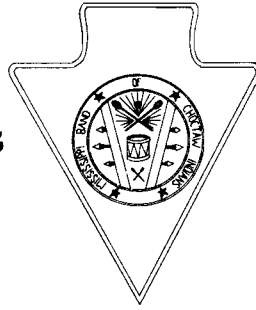
Bradley H. Patterson, Jr.

Mr. Phillip Martin
Tribal Chairman
Mississippi Band of Choctaw Indians
Route 7, Box 21
Philadelphia, Mississippi 39350

bcc: Morrie Thompson
Don Crabill
Ray Tanner
Chuck Trimble
Bill Youpee



Mississippi BAND OF CHOCTAW INDIANS



TRIBAL OFFICE BLDG.
ROUTE 7, BOX 21
Philadelphia, Miss. 39350
TELEPHONE (601) 656-5251

March 7, 1974

The Honorable Brad Patterson
Executive Assistant to Leonard Garment
Executive Office Building, Room 182
Washington, D.C. 20500

Dear Sir:

It has just come to my attention that there is no provision in the FY 1975 federal budget for continuation of the EDA public works grants and loans programs (nor the Public Works Impact Program) for Indians. It is my understanding that the decision to terminate Indian participation in these programs has been made on the assumption that at some as yet undetermined date the Bureau of Indian Affairs would be funded to assume responsibility for provision of such support to Indian tribes.

While I do not disagree with the transfer of these highly successful EDA programs to the BIA in principle, I am most concerned that plans to terminate these programs at EDA have preceded a decision to provide funds for their continuation through BIA.

These EDA programs have had a tremendous impact on reservation development nationally via provision of seed money for the stimulation of reservation-based industry and jobs and through the construction of community facilities in high unemployment areas. These EDA programs have had a particularly significant impact on the Choctaw reservation through construction of an industrial park and community-based service delivery facilities.

It is imperative that such support for economic development on reservations be continued because it is only now that most tribes have achieved the capacity to attract industry and negotiate for the operation of revenue and employment generating business enterprises on their reservations.

In view of the above, I request that the BIA budget for FY 1975 be increased by an amount sufficient to continue provision of EDA services under these programs to tribes for FY 1975. An alternative suggestion would be to have EDA continue support for these programs during FY 1975 until adequate funding provisions have been made for their continuance under BIA auspices. Either alternative would require funds not less than 25% above the FY 1974 level.

"CHOCTAW SELF-DETERMINATION"

The Honorable Brad Patterson
Page 2
March 7, 1974

Your serious consideration of this request will be appreciated.

Sincerely,


Phillip Martin
Tribal Chairman

PM/rjt



March 25, 1974

Dear Mr. Genia:

Thank you very much for your note of the 19th.

We haven't actually set up any of these mechanisms yet, waiting as we are for comments from NCAI and NTCA and some interested people on the Hill. But we believe that these would be good alternatives to the NCIO, which the Vice President has said he is not going to have the time to handle.

I sincerely appreciate your own interest and support and hope you will let me know about the program you have for Native American studies at Dartmouth.

Cordially,

Bradley H. Patterson, Jr.

Mr. Anthony L. Genia
Coordinator of Native American Programs
Dartmouth College
Hanover, New Hampshire 03755





Dartmouth College HANOVER · NEW HAMPSHIRE · 03755

Native American Programs

March 19, 1974

Mr. Bradley Patterson, Jr.
Minority Affairs Assistant
Executive Office Building
Washington, DC

Dear Mr. Patterson:

I read with great interest the Ford proposal for the transformation of NCIO and am glad to hear that you have accepted the position as Staff Director for the Committee on Indian Affairs.

As I understand the proposed reorganization, urban, rural, and non-recognized American Indians, such as those in the Northeast, would have enhanced input into the determination of federal Indian policy. I feel that the proposed new structure would help to minimize much of the inter-tribal friction that has characterized Indian affairs in the past.

In my past work as a consultant for Americans for Indian Opportunity, Inc., I have had occasion to use the services of your office under Mr. Garment. At that time and during the negotiations with the Indian forces occupying the BIA building, I was impressed with your apparent sincerity and integrity in your relationships with American Indians.

I wish you luck in your new position and will be eagerly watching the progress of the Committee on Indian Affairs and the two new Advisory Councils.

Sincerely,

Anthony L. Genia
Coordinator of Native American Programs



Original sent to
Central Files

April 29, 1974

Dear Henry,

Thank you for your letter of the 23rd about the proposed new arrangements for consultation and coordination of Indian policy. I would like to answer your specific questions.

1. Because the Domestic Council is a Cabinet-level group, membership on all of its subcommittees is de jure from among members of the Cabinet. In practice, of course, the pre-Cabinet-level work of all such committees is done at the Assistant Secretary level and in this case it will mean the attention and leadership of Commissioner (soon, hopefully, to become Assistant Secretary) Morris Thompson and of his counterpart in HEW and of their similarly situated colleagues in the other Cabinet Departments who are Committee members. These officers normally give a significant amount of their time to Indian policy questions and are the logical Executive Branch leaders in such policy discussions. Issues they examine which need further resolution or review will be taken before the Cabinet-level group and, if necessary, to the full Domestic Council of which the President is Chairman and the Vice President is Vice-Chairman.

2. The Domestic Council and all its ten present committees are internal groups for coordination and resolution of policy issues, problems or conflicts, in-house. All ten deal with issues of major public interest (e.g. the new Domestic Council Committee on Privacy) but as is true of every Cabinet Committee I have ever known, they are advisory to the President, fall under the privilege of that category of advice, and none of them include representatives of the public, precisely as is true with Committees of the Senate, which often meet in executive session and whose membership is composed only of those holding the constitutional responsibility of Members of the Senate.

President Johnson's original Executive Order tried to give the NCIO the constitutionally impossible task of producing open advice from the public in the same forum with privileged advice to the President from his Cabinet members. NEIO never could do that (its only full meeting



was a series of speeches) and in fact that combination cannot be made. It is as if we asked the NCAI or the NTCA to include officials of the Administration as full participating members of their respective Executive Boards. That would violate the Indian organizations' internal privilege, and we would no more wish to do that than vice-versa.

Of course Indian input into the policy making process is vital, and this is precisely why the Vice President has proposed two new channels for this input: one from the federally recognized tribal leadership, and one from the leaders of non-federally recognized Indian groups.

A typical meeting of either one of the Indian Leadership Advisory Councils, as we see it, for instance, would include face-to-face sessions with one or more Cabinet officers--whichever the Indians wish to talk to-- and we in the White House will request that Cabinet officers be present at those sessions. But the Indian Advisory Councils will want to have executive sessions of their own, and Cabinet Members should also have that privilege--which the Domestic Council Committee arrangement affords them.

3. You mention staff travel and meeting expenses for "the Council." The Domestic Council Subcommittee members, being Cabinet Officers or their Assistant Secretaries, are fully equipped to perform whatever travel is necessary, and officers like Commissioner Thompson, as you know, visit Indian areas and groups very frequently. A Domestic Council staff member will be supplied to the Committee by Mr. Cole and if he needs to do some travelling, the Domestic Council budget will enable him to do this.

Perhaps what you had in mind in your question 3 is the travel and meeting expenses for the two Indian Leadership Advisory Councils. We assure you that there will be funds for this purpose (subject to Congressional appropriation). The President has recently submitted a budget amendment switching the \$300,000 NCIO funding request to a line item in the BIA budget--expressly for the purpose of supporting the travel of the Indian Leadership Advisory Council of the federally recognized tribes and supporting the special staff officers whom BIA will assign to the Advisory Council. Under Secretary Carlucci assures us that similar funding arrangements will be provided by HEW for the Indian Leadership Advisory Council of non-federally recognized Indian groups.



As for the Vice President's decision about his personal role in SCIO, I think we should commend his candor and honesty when he said he will not have enough time for this, and should encourage the Indian leadership community, as the Vice President already has, to get together, hopefully with some agreed comments on the alternative which the President has proposed, and which I am trying to explain further here.

4. As to the need for two Indian leadership advisory councils, rather than one, I am sure you, as an expert on Indian legislation, realize that laws, treaties, appropriation acts, the trust relationship and the Ruiz decision in the Supreme Court, all point in the direction of a clearly definable difference in the federal government's treatment of federally recognized as compared with non-federally recognized groups. That difference comes not from us or from any "polarization" which the existence of these two advisory councils would create, but from the aforementioned treaties and other acts of Congress. While I realize that some of the currently non-federally recognized Indian groups would like to see those differences erased, that could only come about from some major actions by the Congress--over which I imagine your Committee would have principal jurisdiction. I agree with you that we should help Indians to draw together, and specifically to that constructive suggestion I would foresee that the two Advisory Councils ought to have joint meetings from time to time. Non-federally recognized Indian groups should be, I would hope, pleased with the proposal for a new Advisory Council from their membership; up to now they have had practically no organized forum at all in which to express their views to us.

Another major advantage of the Vice President's proposal over the existing structure is that the two Indian leadership advisory councils would be selected from grass roots by Indians themselves, rather than hand-picked from Washington. Each of the two groups will elect its own Chairman, also a more desirable arrangement than to have an Administration official, however high, play that role.

I urge you, Henry, to support the Vice President in his decision, and to encourage the Indian community to get together and either endorse the Vice President's proposed alternative to NCIO or suggest a better alternative. We are open to any suggestions.

Sincerely,

Leonard Garment
Assistant to the President

The Honorable Henry Bellmon
United States Senate
Washington, D. C.

bcc: Carlucci, HEW; Whitaker, Interior; Thompson, Interior; Casselman, VP;
Ross; Zarb, OMB; Robertson, OMB; Gov. Robt. Lewis, Zuni; M. Tonasket,
NCAI; LaDonna Harris, AIO; C. Trimble, NCAI; W. Youpee, NTCA; LaCourse
APR



April 30, 1974

Dear Bruce:

Thank you for your letter of the 24th and for sending us your comments on the Manpower Act regulations.

I can assure you on one specific point: the Act mandated "national level" administration and that is what we are going to do.

On the other points you make, I am sending your letter promptly to Mr. Pierce Quinlan so that he can be back in touch with you directly with comments or answers on the matters you have raised.

Cordially,

Bradley H. Patterson, Jr.

Mr. Bruce A. Williams
Executive Director
The Seneca Nation of Indians
Native American Program
Box 212
Irving, New York 14801



bcc: Pierce Quinlan (with incoming for further direct response).
Acting Associate Manpower Administrator
Manpower Development Programs
Department of Labor
Room 6000
601 "D" Street, N. W.
Washington, D. C. 20213

THE SENECA NATION OF INDIANS

NATIVE AMERICAN PROGRAM

Haley Building
P.O. Box 231
Salamanca, N.Y. 14779
Tel. 716-945-9980

BRUCE A. WILLIAMS
EXECUTIVE DIRECTOR

P.O. Box 212
Irving, N.Y. 14081
Tel. 716-532-2322

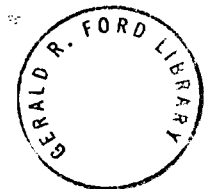
April 24, 1974

Bradley Patterson
Special Assistant to the President
Executive Office of the President
The White House
Washington, D. C. 20500

Dear Mr. Patterson:

On April 1st to the 3rd, a meeting was held among the United Southeastern Tribes in Sarasota, Florida. Those in attendance were the:

Seminole tribe of Florida
Miccosukee of Florida
Eastern band of Cherokees
Mississippi band of Choctaw
Seneca Nation of Indians
Chitimacha of Louisiana
Cousatta of Louisiana



After a thorough review of the proposed regulations and guidelines of Title III of the Comprehensive Employment and Training Act of 1973, it is the consensus of the Seneca Nation that they are not in the best interest of the tribe and many are contradictory to the intent of Congress as expressed and implied in the legislation.

The more general recommendations are the following:

1. Continuous funding for on-going tribal manpower programs be provided at current funding levels until such time as acceptable regulations are promulgated and Title III can be implemented.
2. The Senecas feel that a national review committee be structured representing a broader spectrum of the Indian population than was represented by the original task force that drafted the regulations. The national review committee should review the regulations as they appear in the Federal Register, and draft changes to the regulations. To assure maximum input, the national review committee should include representatives of all major national Indian organizations.

April 24, 1974

Seneca Nation of Indians
Native American Program
Bruce A. Williams
Executive Director
P. O. Box 212
Irving, New York 14081

Bradley Patterson
Special Assistant to the President
Executive Office of the President
The White House
Washington, D. C. 20500



Page 2

Specific recommendations on the more important areas covered by the regulations are listed below.

1. Regionalization

The act clearly states that Section 302 to be administered on the "national level" (302 (b)(1)). The regulations contradict the intent of Congress by placing policy making and review authority at the regional level.

2. Allocation Formula

The regulation on funding allocations falls under the authority of Section 302 (g) should be in relation to need as well as population. Allocation of Title III funds could be based, as in Title I, on the "no more than 150%, and no less than 90% formulae" contained in 103 ((a)(4)).

3. Prime Sponsor Eligibility

The act makes no mention of minimum tribal enrollment as a qualification for prime sponsorship. As tribes are sovereign entities, administration of the Comprehensive Employment and Training Act programming should be maintained by all tribes with the ability to administer funds regardless of tribal size.

4. Review of Plans

Review and comment outline in Section 108, should not be applicable to Indian tribes. Any review or comment process should be between the Federal government and the tribe itself, in line with program administration on the national level (Section 302 (b)).

5. Off Reservation Indians

The regulations should spell out who will administer programs for non-reservation Indians including urban Indians, and the application formulae for these programs (cf. Section 302 (c)(2)).

April 24, 1974

Seneca Nation of Indians
Native American Program
Bruce A. Williams
Executive Director
P. O. Box 212
Irving, New York 14081

Bradley Patterson
Special Assistant to the President
Executive Office of the President
The White House
Washington, D. C. 20500

Page 3

6. Technical Assistance

Type and extent of technical assistance to Indian tribes from the Department of Labor provided for under Section 302 (2e), 207 (c) should be fully outlined in the regulations.

7. Prime Sponsor Planning Council

The membership requirements provided for planning councils in the regulations could easily result in a non-Indian majority on the councils. The implied flexibility cited in Section 104 of the law in the phrase "to the extent practical" should be registered in the regulations.

Information and objections to the various regulations were taken from the third draft dated February 3, 1974, put out by the Department of Labor. We feel at this time, that the Department of Labor has not drawn upon the Indian input and have not had sufficient Indian participation. The act itself, we feel, is sound, but the interpretations by the Department of Labor represent an entirely different picture.

A task force was assembled by the Department of Labor to write these rules and regulations, meetings were held that tribes were not aware of, and decisions were made without recommendations from the tribes. Deadlines were established without proper review by the tribes, therefore, objection time was limited by these imposed deadlines. We are, therefore, requesting support in our efforts to correct the present drafted rules and regulations.

On behalf of the Seneca Nation of Indians, contact with these people by your office will represent you support of our efforts to rectify the existing rules and regulations.

Sincerely yours,


Bruce A. Williams
Executive Director

May 1, 1974

Dear Mr. Begay:

At the Indian Conference last week you asked Mr. Garment a question about the alternative the Vice President has proposed to the NCIO and about the suggested new Domestic Council Committee on Indian Affairs.

I wanted to follow up on the answer Mr. Garment gave in order to assure that you have a complete response.

The suggestion for alternatives to the NCIO and the suggestion for a Committee on Indian Affairs in the Domestic Council are both proposals, and we are still anxious to have the views of Indian leadership about them. The only thing that is firm is that the Vice President, with candor and honesty, has told Messrs. Tonasket and Lewis that he will not have the time to give to the NCIO personally, so we are suggesting an alternative and, we believe, much more effective arrangement.

Senator Bellmon the other day wrote Mr. Garment with some questions about the functioning of the proposed new Leadership Advisory Councils and the Domestic Council, and Mr. Garment responded with a very full letter in reply. Knowing of your own interest in this subject, from your question last week, I thought you might like to have copies of this exchange.

If you still have questions about the proposed new Advisory Councils and the Domestic Council Committee, please call me (202) 456-2657 and I will try to respond further to any question you may have.

Cordially,

Bradley H. Patterson, Jr.

Mr. Eugene A. Begay
Executive Director
United South Eastern Tribes, Inc.
1970 Main Street
Sarasota, Florida 33577

Enclosure



Savilla

May 1, 1974

Dear Elmer:

At the Indian Conference here last week, you asked Mr. Garment two questions, and while he did not have the answers right at hand, we wanted to write you and give you the responses, having checked up on them in the meantime.

First about EDA. Last June we sent to the Hill a proposed Tribal Development Grant Act, and we put \$25 million for that Act in the FY 1975 budget in the hope that it would be enacted by this coming July. (I trust you have made your own views and those of NTCA known to the appropriate Committees of the Congress concerning that bill.) Now if it happens that the Act is not law by next July, the Administration intends to submit to the Congress an amendment to its FY 1975 budget to request that additional funds be appropriated to EDA to cover Indian projects through FY 1975 and at about current levels.

Your second question to Len, as I remember it, was about ONAP. Legislation to make ONAP a statutory part of HEW was transmitted to the Congress on April 3, 1974 by a letter from Under Secretary Carlucci to the Speaker of the House; a draft bill was attached. NTCA should, I would think, want to communicate its views on that matter also to the Congress.

As you know, Elmer, the FY 1975 budget request for ONAP was \$32 million -- which roughly compares with a figure of \$23.7 million when this program was over in OEO in FY 1970.



I hope this has answered your questions, Elmer. Mr. Garment and I will always be available to you and Governor Lewis to provide responses to any queries you have about Indian affairs, in which we share so much common interest.

Cordially,

Bradley H. Patterson, Jr.

Mr. Elmer Savilla
President
Quechan Tribe
Fort Yuma, Arizona



May 1, 1974

Dear Mr. Jemison:

During the Indian Conference here in Washington last week, you asked Mr. Garment a question about the Education Act and while we did not have the answer right with us, we have checked and want to give you the response to your question.

As you know there are several statutes authorizing programs in Indian education; the ESEA Act, the Johnson-O'Malley Act, the new Title IV, and of course the direct BIA education programs. The President's commitment to Indian education and to control over Indian education by responsible, elected Indian authorities, is absolutely unchanged from his Message of July 8, 1970; the only real question in our minds is whether the various authorities in those several statutes are coordinated or are overlapping and whether the programs going on under those different authorities are such as to strengthen each other and deliver effective services to Indian children or whether they represent a hodge-podge of program direction which saps overall effectiveness and wastes money in overhead and administration which should rather be going to teachers and schools.

In order to examine just this question, we have recommended to the Congress that FY 1975 appropriations for Part A of the Indian Education Act be held off and we have begun a 6-month study of all these different statutes.

Indian contractors are doing the study; here in Washington there is a joint BIA-HEW team putting their heads together on it, and there will be a careful field evaluation on the spot of specific projects and programs, so the study will be grounded in facts and not just speculation.



The staff officers directing the study are Mr. Lawrence LaMoure of the Office of Education and Mr. George Scott of BIA. You should feel free to get in touch with them if you have any more specific questions about the study -- which we expect to have finished by the end of September -- in time for the FY 1976 budget preparations. I understand that you have in fact had a lengthy conversation with Mr. LaMoure.

Just to set things in perspective, however, we should remember where the President's commitment has taken Indian education since he took office. The FY 1969 BIA education appropriation was \$99.5 million; the FY 1975 appropriations request was \$219 million. Of course the HEW funds for Indian education have to be added on top of that -- and for FY 1975 the funds requested are \$150 million for elementary and secondary school assistance plus another \$187 million for help to Indian higher education, or a total HEW FY 1975 commitment of \$337 million.

I hope these points answer the question you raised and Mr. Garment and I were glad to have the opportunity to meet you directly and hear your concerns.

I am sending a copy of this letter to Congressman Kemp's office since I know he and Mr. Clark of his staff were interested in making sure your visit here was fruitful.

Cordially,

Bradley H. Patterson, Jr.

Mr. Gerald Jemison
Education Director
Seneca Nation of Indians
Education Program
Box 201
Irving, New York 14081

cc: Congressman Jack Kemp

bcc: La Donna Harris



Tony

May 3, 1974

Tony:

By this copy of an internal memo here, (Gulley is a military aide) I am indicating our plans for coming to Navajo on the 14th.

Val McBroom has been most helpful and is checking some of the options, i. e. the possibilities of the Park Service taking Garment and me via jeep into the Canyon de Chelly between the time the formal dedication exercises are over (3:00 p. m. ?) and sunset. I have been on that jeep trip twice but Len Garment has never seen it, and I would like to see this laid on as a probable contingency.

We would have to go around to Chinle I guess; could have supper there somewhere after the jeep-ride, then rejoin the pow-wow festivities at Tsalle. Driving back to Window Rock after that. At least this is my current thinking.

Would you or Val also make some plans for taking care of pilot and crew overnight at Window Rock? Mr. Atcitty says he already has rooms reserved for Garment and me.

If an HEW dignitary comes also, I will let you know.

You might also confirm if Mr. Atcitty has located his original copy of the Message from the President. It was sent to him by a Garment letter of last October 29, and is itself dated October 26. (I think the date could be left off if it is printed in the Dedication Program, as we have suggested.)

Sincerely,

Bradley H. Patterson, Jr.

Mr. Anthony B. Lincoln
Area Director
Navajo Area Office
Window Rock, Arizona 86515



May 3, 1974

MEMORANDUM FOR: JIM FALK
FROM: LEN GARMENT
SUBJECT: New York "Task Force"

We have just received this memorandum from Bill Green.

I forward it to you for action and recommend you get in touch directly with Bill to answer his final question.



May 3, 1974

Dear Mrs. Platt:

Mr. Garment has asked me to thank you for your letter of April 19 and for telling us of your interest in the problem of the Treaty of 1868.

I don't know whether the Akwesasane Notes piece, which you saw, discussed the letter which Mr. Garment sent to the Sioux traditionalist chiefs last January, but if it didn't it should have.

I enclose a copy of that letter -- it is a long, carefully prepared and candid response to a series of 15 questions which the Sioux traditional chiefs (and Vine DeLoria) put to us about the Treaty. It was prepared with the help of the Department of Justice and is our very best and honest answer to all the problems which the traditionalist Indian leaders have been raising.

As the letter says, if there are still more problems and questions, we will welcome them and prepare a further response -- and in this way perhaps get closer to what it really is that is troubling some of the Sioux leaders.

I assume you are also familiar with the latest Indian Claims Commission finding, favorable to the Sioux case, in the claims proceeding itself. That process is going slowly, but definitely is moving.

Let me know if you still have further questions; if you are in Washington I'd be happy to sit down with you for a discussion.

Sincerely,

Bradley H. Patterson, Jr.

Mrs. J. R. Platt
163 Vinton Road
Irondequoit, New York 14622

Enclosure



*Orig ltr & programs
sent to Meeker*

May 3, 1974

MEMORANDUM FOR: DAVE MEEKER *HUD*
FROM: LEONARD GARMENT
SUBJECT: D. C. Bicentennial Proposals
from the Urban League

Dana Mead advises me that in your capacity as interagency coordinator for D. C. Bicentennial planning, you would be the person to examine these proposals which Sterling Tucker has given me and to help get a decision from the respective proper agencies as to feasibility, funding etc.

I would appreciate it if you would undertake this, and let me know the results of the interagency review.

Sterling Tucker is an officer of the Urban League with whom we have worked closely in the past, and is a reliable and very constructive citizen.

cc: Dana Mead
Administrator Warner, ARBA
Pete Fannon, OMB
Secretary Lynn
Anne Armstrong



(all cc were sent a copy of the April 30 letter
from Sterling Tucker)

May 6, 1974

Dear Chairman Paya:

My pleasure at sending you this official copy of the President's statement of May 3 is hardly less than I am sure is yours in having this news.

As Joe Sparks has undoubtedly told you, many of us here, especially Dean Burch, worked quietly and informally to change that position we took a year ago.

We join with many Indian and non-Indian friends in admiring your own perseverance and determination and in looking forward to favorable Congressional action.

Cordially,

Bradley H. Patterson, Jr.

Mr. Oscar Paya
Chairman
Havasupai Tribal Council
Supai, Arizona 86435



*Orig sent to
Pam. No Copy
Kept.*

May 6, 1974

MEMORANDUM FOR: PAM POWELL
FROM: LEN GARMENT
SUBJECT: Keith Taylor

Mudge Rose looks like a rather good reference to me, and I suggest you give Mr. Taylor some consideration as a summer intern here at the White House, to begin with.



May 6, 1974

Dear Bill,

Thank you for sending me the draft of the interim report on federal architecture.

Since the Task Force is composed of public members, they, of course, have independent credibility and an independence of view--and that is their value. I realize money is a problem, but would the report be enhanced by some illustrations of pluses and minuses?

I have no other comments on the report other than to observe that it will indeed be a very useful contribution to the public discussion.

Best,

Leonard Garment
Assistant to the President

Mr. Bill N. Lacy
Director
Architecture and Environmental Arts
National Endowment for the Arts
Washington, D. C. 20506



To Bill Arvidson

THE WHITE HOUSE
WASHINGTON

May 6, 1974

Bill -

The POST having done a fine editorial on this on April 18, Len and I thought you and the editorial and news staffs would like to see how some of us, especially Dean Burch, put our heads together and did something about it (a reversal of the Administration's position of a year ago -- which only favored a "study".)

With continued high regard for you personally and with warm memories of a place in South Dakota a year ago...

Brad



May 6, 1974

Dear Chairman Cloquet:

I am responding on behalf of the President to your letter of April 28 and to the plan which it encloses concerning judgement funds.

I am sending your proposal for review promptly to the Secretary of the Interior's principal officer for such matters, the Commissioner of Indian Affairs, Honorable Morris Thompson.

Sincerely yours,

Bradley H. Patterson, Jr.

Chief Donald J. Cloquet
Chairman
Council of Chiefs
Sovereign Cowlitz Tribe
10712 Westwood Drive S.W.
Tacoma, Washington 98499

cc: Honorable Thompson

Entire file sent to Morris Thompson with a copy of this letter.



HARRIS

May 7, 1974

Dear LaDonna:

Your April 15, 1974, letter to the President has been referred to me for a response. In your letter you have discussed two issues which you feel are of paramount importance to Indian manpower programs to be funded pursuant to section 302 of the Comprehensive Employment and Training Act of 1973 (CETA); namely,

1. that Indian manpower programs will be regionalized, and
2. that Indian proposals will be subjected to the jurisdiction of a State Governor without Congressional authorization.

With respect to your first point, regionalization of Indian manpower programs, I am sure that you are now aware that the Department of Labor (DOL) has decided to establish a self-sufficient Indian manpower office at the national level. This office will have responsibility for all matters pertaining to Indian manpower programs under CETA, just as the Congress intended.

As for the suggestion that we want to "assimilate" Indians into the White man's world, the President's July 8, 1970 Message should make it clear that that is not our intent whatsoever; it is, rather, to work with Indian leaders and create a real choice for each Indian person; to live and work wherever he or she wants. You are right that this does mean "companion economic development on the reservations" and that is not only one of the principal objectives of our own policies for the past four years but also, at last, of the newly enacted Indian Financing Act.

About the role of Governors: speaking personally and as a non-lawyer it seems to me that there is a certain indirection in the



way the law speaks of this requirement as applied to Indian programs. But Section 108(a) clearly instructs the Secretary that he "shall not approve a comprehensive manpower plan... until he determines that the plan was submitted to and an opportunity to comment thereon provided, the Governor..." Those words "comprehensive manpower plan" are arguably the same as the words "comprehensive plan" in Section 302(c)1. However the House Report, as you point out, intends that there be no Governor's review.

I think there may be a defensible and legitimate difference between the words "comment" and "review"; with "comments" being in fact a helpful input in Reservation country, and likely an indispensable input in the non-Reservation areas which are also mentioned in Section 302. I can assure you that the House Committee's intent is our intent also, and that while comments may be welcome, neither the Act nor our regulation nor our practice will confer on Governors a right to interrupt the Secretary's processing of Indian tribes' applications. To refer to a phrase you use in your penultimate paragraph, for tribes there will be no "submission to state jurisdiction". Mr. Quinlan tells me that the regulations in their entirety are going to be given a final legal review by the Solicitor's office in the Department, and if there are any additional legal refinement on this question in the Act as a result of that review, we will inform you promptly.

I can also assure you that every one of us in the Administration and who will be involved in the implementation of this program will act in the spirit of the Congressional language of Section 302(b)3.

Cordially,

Bradley H. Patterson, Jr.

Ms. LaDonna Harris
Americans for Indian Opportunity
1816 Jefferson Place, N. W.
Washington, D. C. 20036

bcc: Pierce Quinlan
Barry White



THOMPSON

May 8, 1974

Dear Morrie:

Supplementing Frank Zarb's letter of May 1, especially in view of the June 5-6-7 meeting and of the outline of anticipated questions which I drew up, (as you remember, at Frank's suggestion) I would appreciate your help in getting material prepared on the following additional questions:

1. Tribal Water Ordinance

As was mentioned in some detail at the NCAI National Convention last year in Tulsa, the Northwest Tribes are developing a model ordinance requiring tribal council permission for water use on any lands within the exterior boundaries of a Reservation. Will Interior as a Department support this kind of ordinance; as to propriety and legality?

2. US v Washington

What special plans if any does Interior have to help prepare the Northwest tribes to assume the responsibilities indicated under that Court decision?

3. BIA Field Organization

What views does Interior have now about the respective roles of BIA headquarters staff, Area Directors and Superintendents in the policy and budget-making process and in operational responsibilities?

In addition to the above questions which I anticipate are likely to come up at the June meetings, President Tonasket has directly *asked*



me the question of whether you as the new Commissioner will request a review of the Administration's policy position on the Senate's Indian amendment to the land-use planning bill. I said he would have to address that question to you, and I think you can anticipate a letter from him on that score. He will certainly bring up the question at the June conference.

I would add a final prediction: neither of us should be surprised if Indian leaders ask us about the lands study which the Department undertook at our request in the fall of 1972. While I regard that study as one of the first items likely to go onto the agenda of the new Domestic Council Subcommittee when it is formed, you should be thinking about what consultation process to engage in when the study is far enough along to permit that. Whether by June is of course a question.

Cordially,

Bradley H. Patterson, Jr.

Commissioner Morris Thompson
Bureau of Indian Affairs
Room 6315
Department of the Interior
Washington, D. C.

cc: Frank Zarb



May 8, 1974

Dear Mr. Secretary:

Supplementing Frank Zarb's letter to you of May 2 concerning certain questions of Indian policy which we need to get clarified, the conference which will be held is apparently going to be June 5-6-7, instead of May 20-21.

There are two questions additional to those Frank raised which the Indian leaders are going to ask us, and on which we would appreciate materials for answers:

1. Entitlement vs Project Basis for Grants

Some of the smaller tribes which nonetheless have major untapped economic resources (Northern Cheyenne for example) are asking what assurances they can have that in effect a per capita entitlement, under our new Tribal Development Grant Act, will not leave them substantially disadvantaged as compared with larger tribes.

2. Tribal Development vs Leasing

Indian leaders have also asked whether our policies under this new act will be to encourage and facilitate the development of tribal enterprise itself, as compared to leasing, and how we will help assure this.

I thank you for your cooperation in this matter.

Sincerely,

Bradley H. Patterson, Jr.

Honorable Frederick Dent
Secretary of Commerce
14th & Constitution Avenue, N. W.
Washington, D. C. 20230



bcc Frank Zarb

AIM
WONDED KNEE } only
Follow up } clipping
+ letters

May 8, 1974

MEMORANDUM TO : STAN EBNER
OMB

SUBJECT: Hank Adams March 19 Letters

In March I received only the xerox copy of two letters which Mr. Adams has sent to a number of addressees, including Mr. Ash. I do not know where the signed original is, and so am somewhat unsure as to who "has action" so to speak. The matter was brought to my attention again by noting the April 3 news clip (attached) with remarks attributed to Mr. Banks. This sounds like the same (Adams) letter, and none other has come in here from Mr. Banks.

I would appreciate if it OMB (with the help of the Department of Justice if necessary) would advise whether Mr. Adams' assertions in his opening paragraphs are correct, and if so, what are our responsibilities with respect to the requests he makes.

(The GAO Report, of which I have one copy, is under the personal control of Senator Abourezk.)

Adams is a persistent individual and we need to get a resolution of this or else, I suspect, he will be preparing a lawsuit and he and his AIM supporters will make much of a non-response.

Leonard Garment

Attachments

cc: Mr. Kent Frizzell w/attachments
Mr. Bob Robertson " "
Mr. Sol Lindenbaum " "



May 13, 1974

Dear Mr. Silberman:

The National Congress of American Indians and Americans for Indian Opportunity will be sponsoring a conference of Indian leaders here in Washington June 5-6-7 at which a number of questions will be asked and examined by both Indian and government participants.

Assistant OMB Director Zarb and I have been collecting these questions from the Indian sponsors of the conference and have been directing them to the appropriate agencies with the request for written materials on the basis of which we can supply answers for discussion.

One question which we have been informed will be asked of us is the following:

"Pending the establishment of an Indian Trust Council authority, if it ever comes about, what is the position of the Justice Department on the creation of an Indian Trust Division within the Department, thereby taking Indians out of the lands division and facilitating decisions in conflict of interest situations?"

Could you supply me with materials which I could use for responding to this question?

Sincerely,

Bradley H. Patterson

Mr. Larry Silberman
Deputy Attorney General
Department of Justice
Washington, D. C.

cc: Frank Zarb
Wally Johnson
Stan Pottinger



May 13, 1974

Dear Mr. Mahone:

Thank you for your letter of May 6, to which I am responding on the President's behalf.

The text of your letter is a little unclear as to precisely what language you would have inserted in the bill to effect the protection you desire; perhaps you could send me the exact language so that we can ask Interior to examine it and see what their recommendation would be.

Sincerely yours,

Bradley H. Patterson, Jr.

Mr. Sterling Mahone, Chairman
Hualapai Tribal Council
Box 168
Peach Springs, Arizona 86434

bcc: Morrie Thompson (with incoming letter)



*Wounded Knee (Corresp
between Chiefs)*

May 13, 1974

Dear Mr. King:

Mr. Patterson has told me of your call the other day and of your renewed invitation to have a White House group come to South Dakota and meet with the traditional chiefs of the Sioux nations. I understand you again wish to discuss treaty questions.

I have reviewed the correspondence we have recently exchanged, particularly your letter of last November 19, and my lengthy and detailed response of January 8. As I said in that January 8 communication,

"If your understandings on any of these questions are different from ours, we will welcome that further word from you.

I think these exchanges are more useful than further large meetings at this time, since they may help to define with greater precision what it is about the 1868 Treaty and its implementation that is troubling you and your colleagues."

Mr. King, I believe this is still the case. Rather than another general session, I repeat my invitation to you and your colleagues to examine our correspondence up to this point, particularly to review my long response about the Sioux treaties which I sent you January 8, and then to come back to us with a further communication stating exactly what the issues still are, as you see them, concerning the treaty or treaties of concern to you.



I will promise you, as I did in January, that if there are still some unanswered questions about the 1868 or any other Sioux treaties, we will get written answers to them and be responsive, in detail to any specific queries you may ask.

Sincerely,

Leonard Garment
Assistant to the President

Mr. Mathew King
Chairman
Oglala Sioux Treaty Council
Oglala, South Dakota

bcc: Morris Thompson
Carl Sloiber
Kent Frizzell
Wallace Johnson



Vine DeLoria

May 13, 1974

Dear Senator Jackson:

Thank you for your note of April 29 and for sending me a copy of the Samish Tribe's telegram concerning the exploration we are making of alternatives to the National Council on Indian Opportunity.

Your distinguished colleague from Oklahoma, Senator Henry Bellmon, recently wrote Mr. Garment a letter on this same subject, and Mr. Garment replied with a lengthy and detailed explanation. I think that the best response to you and to your constituents would be to forward a copy of that exchange of letters, which is attached here.

Sincerely yours,

Bradley H. Patterson, Jr.

Honorable Henry M. Jackson
U.S. Senate
Washington, D.C. 20510

Enclosure



May 13, 1974

Dear Carter:

In response to your note of the 17th about the pavilion near the Gallery, I have talked with OMB and Park Service people about the prospects for completing the structure there.

As you correctly observed, it seemed to have been the hope, all around, that the Mellon Foundation funds would have covered the costs of finishing the pavilion, but now this is apparently not possible.

The pavilion is, of course, a part of the National Capital Parks' planning and responsibility, and while the pool is there, and the freezing equipment is about to be installed, there is no money in the FY 1975 budget to complete the pavilion itself.

It is hard to me to sit here in judgment and say that the Park Service's priorities should be altered in such and such a way; the President and we, for instance, are still very much interested in the Constitution Gardens development.

One thought, Carter, is that if the slab as is seems to be a jarring piece, you and Jack Fish get together and see if jointly you couldn't work up some kind of temporary food-service and tables-with-umbrellas arrangement so the place by the pool is gay and attractive and meets some of the need for what you well describe as a place to eat among all the monuments. I know Jack would be happy to work with you on this.

Cordially,

Leonard Garment
Assistant to the President

Mr. J. Carter Brown, Director
National Gallery of Art
Washington, D. C. 20565

cc: Jack Fish
bcc: Alan Powers - OMB



May 16, 1974

Dear Mr. Kreifel:

I enjoyed reading your thoughtful and well-written piece of April 18 about the Sioux treaties.

Perhaps you didn't have at the time, though, a copy of Mr. Garment's letter of January 8, 1974 to the Sioux traditionalists and Vine DeLoria about just these "treaty issues", and I enclose a copy. It may be helpful to you in future stories -- since we shall probably be hearing a good deal more about the "treaty issues". I have underscored one sentence in Mr. Garment's letter and that offer, not yet taken up, still stands. If real questions remain, we would genuinely like to have another letter and/or questions from any responsible Sioux spokesmen, and would give it the same kind of careful attention.

Sincerely yours,

Bradley H. Patterson, Jr.

Mr. Bill Kreifel
Lincoln Journal
Lincoln, Nebraska



Thompson

May 16, 1974

Dear Morrie:

Deputy Assistant Secretary Sinnott is correct in his letter of May 13; I should have addressed to you those questions marked here and originally sent to Commerce.

Since they are among Mr. Crossland's specific points in his paper on economic development, I know we should anticipate their being asked of us during the forthcoming conference, and herewith ask that you supply materials for answers.

On another matter: Frank Zarb agrees with me that you and he and I and perhaps Reid Chambers, none of us involved with that decision a year ago, should review the Administration's position on the Indian portion (i. e. the Senate amendment) of the Land-Use Planning Bill, especially since this bill has now been cleared for the House floor.

Cordially,

Bradley H. Patterson, Jr.

Commissioner Morris Thompson
Bureau of Indian Affairs
Room 6315
Department of the Interior
Washington, D. C.

cc: Frank Zarb



May 16, 1974

Dear Mr. Loudner:

Bill Jeffries has written me about the structure and general work of the National Governors' Interstate Indian Council, and has mentioned that the NGIIC would like to know what contact points there are to ensure the Council's "involvement and participation in the planning, evaluation and developing of policies and programs that affect the lives of Indian people."

He mentioned your Reno meeting in late May.

I suppose I am a general contact point for this area as far as the White House is concerned, but my experience is that specific matters are best discussed with the specific senior agency people who are handling them.

Indian civil rights questions, for instance, are the province of Carl Stoiber in Justice; lands and natural resources rights questions of Assistant Attorney General Johnson plus Reed Chambers in Interior and Martin Seneca in BIA; economic development matters with Ray Tanner in Commerce; general questions affecting federally recognized tribes are of course the basic responsibility of Commissioner Thompson in Interior. Housing, Manpower (the CETA Act), Indian Health, minority enterprise, law enforcement, community relations questions, etc. have corresponding senior specialists in the respective agencies.

I have three specific suggestions:

1. That Dale Wing of the NCIO staff might usefully join you for part of your meeting in Reno; if you agree you might phone him an invitation which I think his schedule would permit on May 22. His number is (202) 395-3412.



2. The next time you are in Washington, let's get together and go around the horizon of Indian questions. My telephone number is (202) 456-2657.

3. It is possible that the NGIIC might like to join with NCAI in participating in some fashion with NCAI and Americans for Indian Opportunity in a forum which they are sponsoring here in Washington on Indian policy questions generally, on June 6. Federal officials are preparing now to answer a number of policy questions about various agency programs which will be aired during that forum. The best thing to do would be to contact NCAI Executive Director Charles Trimble about your interest; his number is (202) 223-4155.

We do look forward to working with you, consulting with you about questions on your minds, exploring the roles Governors' officers are playing and can play in the future in Indian affairs, both for federally recognized tribes and those groups not federally recognized, and I particularly look forward to meeting you personally.

Cordially,

Bradley H. Patterson, Jr.

Mr. Don Loudner
Commission of Indian Affairs
State of South Dakota
Capitol Building
Pierre, South Dakota 57504

cc: Mr. William R. Jeffries
Mr. Dale Wing (with cc of incoming letter from Mr. Jeffries)

bcc: Jim Falk (with cc of incoming letter from Mr. Jeffries)



May 17, 1974

Dear Mr. Saunders:

I would appreciate your advising me on what response I should make to Mr. Treatman concerning ESAA Advisory Committees. He is both a City Education official and an old friend.

Sincerely,

Leonard Garment
Assistant to the President

Mr. Charles Saunders
Health, Education and Welfare
Office of Education Room 3165
400 Maryland Avenue, S.W.
Washington, D.C. 20202

Enclosure: Letter of May 14 and attachments (copy not kept in our office)



May 17, 1974

MEMORANDUM TO: Bill Gulley

FROM: Len Garment
Assistant to the President

SUBJECT: Commendation

Please express my thanks and those of Brad and Acting Assistant Secretary Saunders to Lt. Col. Kosnick and his associates at Kirtland AFB for the courteous and efficient services on May 14-15. The occasion was a success and in large measure due to their help and yours.



May 20, 1974

Dear Jim:

In response to your note of May 10 to Leonard, the Department of Justice has sent the attached letters to Hank Adams.

We have made an inquiry here as to whether from a legal point of view, the opinion stated in Hank's opening paragraph of his March 19 letter is correct. If it is, we shall of course do our best to respond.

Since all this office received was a xerox of Hank's multiple-addressed letter, we were not sure who had primary action on it, but as soon as the legal opinion is received we will help to see to it that the responses are appropriate under the law.

With cordial personal regards,

Bradley H. Patterson, Jr.

Honorable James Abourezk
United States Senate
Washington, D. C. 20510



May 21, 1974

MEMORANDUM FOR: COMMISSIONER MORRIS THOMPSON
ASSISTANT ATTORNEY GENERAL
WALLY JOHNSON
ASSOCIATE DIRECTOR FRANK ZARB

FROM: BRADLEY H. PATTERSON, Jr.

SUBJECT: Sioux Claims Amendment to the
Indian Claims Commission Act

Art Lazarus sent me the attached -- he has been successful in getting the Senate Interior Committee to adopt this amendment unanimously.

We should get a position on this matter -- which has both budgetary and moral implications. May I have a response from BIA and Justice so that Frank Zarb and I can co-host a discussion session about it?



*Taken up to
Norm Ross*

May 22, 1974

Draft Telegram

Alex Sherwood
Chairman, Spokane Tribal Council
Deaconess Hospital
Spokane, Washington

Word has reached me that you are ill and I wanted to let you know how sorry Mrs. Nixon and I are that you are temporarily out of action.

We here, and your many colleagues in the Indian world, need your advice and counsel. With the many budget, court and legislative decisions now trending so much on behalf of Indian rights and interests, we know how much of that credit is yours yet also how much still needs to be done with your leadership and help. Mrs. Nixon and I hope you will soon be in good health again.

RMN



May 22, 1974

Dear Bob:

Brad was asking my permission the other day to take two flying trips to the Civil Service Commission's Executive Seminar Centers at King's Point and then to Berkeley. I asked him about these trips, since it seemed to me that he has been doing this rather frequently in the past 5 years.

I find that Brad has given lectures on the Presidency to King's Point classes on twenty-six separate occasions, and a similar lecture at Berkeley to sixteen different classes. He has also spoken several times at Charlottesville, once at Oak Ridge and has met on even more occasions with FSI students coming here to Washington, not to mention lectures to additional trainee groups over at your Commission headquarters.

This seems like some sort of a record, and I wonder if you might not consider it appropriate to recognize that kind of contribution. Does the Commission have some kind of Award which would be appropriate for these circumstances?

Sincerely,

Leonard Garment
Assistant to the President

The Honorable Robert E. Hampton
Chairman
Civil Service Commission
Washington, D. C. 20415



May 23, 1974

Dear Mr. Buffam:

Rabbi Seymour Siegel, who officiated at the President's Second Inaugural, has expressed an interest in becoming a member of the U. S. Delegation to the 1974 World Population Conference.

Rabbi Siegel is active in the field of bio-medical problems, is on the faculty of the Kennedy Center for Bio-Ethics at Georgetown University and teaches the subject at the Jewish Theological Seminary.

If you agree with him that it would be helpful to have the Jewish ethical tradition represented in the U. S. Delegation, I would recommend you give his name serious consideration. His address is 3080 Broadway, New York, New York 10027.

Sincerely,

Leonard Garment
Assistant to the President

Honorable William B. Buffam
Assistant Secretary of State for
International Organization Affairs
Department of State
Washington, DC

bcc: Dave Wimer



May 24, 1974

Dear Mr. Bushyhead:

The President has asked me to thank you for your letter of May 16.

We have had several inquiries on the matter you raise and we find that the Solicitor of the Department of the Interior has taken a direct interest in this case. He will be able to comment on the questions you raise in your next to last paragraph and I am sending him your letter so that he may do so.

Sincerely yours,

Bradley H. Patterson, Jr.

Mr. Jerome Bushyhead
Box 717
El Reno, Oklahoma 73036

bcc: Kent Frizzell (only his letter is filed in Eagle Feathers file the rest of his letter or rather the enclosures were sent over to Mr. Frizzell)



May 24, 1974

MEMORANDUM TO: KATHY JENSEN

SUBJECT: LOG NO. 343

Concur on behalf of Garment.

Bradley H. Patterson, Jr.



May 24, 1974

McKissick

Dear Floyd:

In response to your letter of April 17, Mr. Garment and I have done some checking around and have gotten a little bit more familiar with your proposal for a \$2.5 million grant for a Community Development Corporation.

Insofar as this proposal is aimed at paying the operating and mortgage costs of Soultech I, already the beneficiary of an earlier grant, we find a good deal of uncertainty about the advisability of this double-granting, so to speak.

Insofar as the proposed Corporation would use the new grant to build Soultech II, the advice we get (which seems reasonable to us) is that we ought to make sure that the economic viability of Soultech I is fully demonstrated, i. e. by firm commitments in hand for rental of space therein, before we actually set a federal obligation to build another one. When that happens, let us know and we we'll see if there is some flexibility for some help with # II.

In any case, it is the judgment of those here who know this area best that if there is to be funding of this sort, it would come from the community economic development program resources of OEO (~~3~~39.3 million FY 1975 program with no impoundments, and which included \$9.8 million in community economic development R and D) rather than from the funds reserved under PL 93-192. These latter reservations are for the community action and emergency food programs, two OEO programs which the Administration has proposed be terminated.



As I understand it, we and OMB are still awaiting a full OEO review of your proposals on the merits, so this is an interim response, but indicates the framework of where we might be of help and where we probably cannot.

Please keep us up to date, Floyd, on how you are coming with Soul City industrial tenants.

Cordially,

Bradley H. Patterson, Jr.

Mr. Floyd B. McKissick
The Soul City Company
Box 188
Soul City, North Carolina 27553

cc: Al Arnett

bcc: Secretary Lynn (with letter of 4/17 and Reid Memo)
Paul O'Neill " " " " " " "
Stan Scott " " " " " " "



CF

May 24, 1974

Dear Ms. Greenstein:

Thank you for your letter of May 10 and for giving me an opportunity to support the nomination of Mr. Raymond E Tanner for a Rockefeller Public Service Award.

What makes Ray's service so significant in government is the role he and his program have played in our wholly new policy for American Indian affairs. Beginning in July of 1970, the President set an entirely new direction for American Indians, principally based on the thesis that tribes should take over from the federal government many of the governmental functions we had so long monopolized on their reservations and that they should develop their own political and economic capabilities under their own leadership and guided by their own priorities.

For the President to enunciate a principle of government policy is one thing; to have it happen is quite another. That latter condition is dependent on the vision and commitment and brains and skill of dozens of program leaders throughout many federal agencies.

Obviously, Indian economic development is a central part of this new thrust -- which is a policy mandated not only by the President and Congress, but by the conscience of the American people generally, looking back as we do on two centuries of exploitation.

Ray Tanner is one of those program managers -- and one of the best. His was not the task of merely continuing an existing activity, but of mounting a new effort, of doing it so that the very considerable funds involved were used effectively rather than just "thrown at the problem" and of doing it in such a way that the Tribal councils and governments with whom he dealt were richer for this enterprise not only in government dollars, but



in the even more precious skills of self-government, economic analysis, accountability and responsibility. Just handing out the project grants would have done little or nothing to help the country's new policy toward Indian people really get off the ground.

Ray has not only organized a successful economic development program among many Reservations and handling many millions of dollars; he has done it while preserving the very highest degree of programmatic and personal integrity.

The nation and particularly Indian people, owe much to Ray because of his dedication and accomplishments; I am proud to have this opportunity to support his nomination for a Rockefeller Public Service Award.

Sincerely yours,

Bradley H. Patterson, Jr.
Executive Assistant to
Leonard Garment

Ms. Ruth Greenstein
Faculty Secretary
Rockefeller Public Service Awards
Princeton University
Woodrow Wilson School
Princeton, New Jersey



May 29, 1974

MEMORANDUM TO: Kathy Jensen
FROM: Bradley H. Patterson, Jr.
SUBJECT: Logs 347-8-9

On behalf of this office, I can report that we concur with Log 347.

Logs 348 and 349 do not concern this office and we have no comment on them.



CF

May 29, 1974

Dear Morrie:

It was so good hearing from you again, but was sorry to hear that I missed seeing you when you visited our office recently.

Concerning the article you sent, I have found two sources from which you may obtain a copy of the 5-year survey conducted by the University of Michigan's Institute for Social Research. One of which is from the University itself. They sell the two volume report for \$9.50 plus \$1.50 if C. O. D. for paper bound and \$15.00 for the hard bound copies. For further information on this source, Mrs. Beasley (at the University) is most helpful. Her phone number is (313) 764-6136.

The other alternative of getting a copy is through a local library. Today I looked at the two volume set from the Library of Congress and it is quite extensive. I am enclosing a copy of the title page for each volume. The library's card catalogue numbers may help you in getting a loan copy -- HC110 I 5 M63 VI and HC110 I 5 M63 V2.

If I can be of any further help, please don't hesitate to call. Hope to be in the office the next time you drop by.

Sincerely,

Bradley H. Patterson, Jr.

Mr. Morris I. Leibman
Sidley & Austin
One First National Plaza
Chicago, Illinois 60670

Enclosures



May 29, 1974

Dear Mr. Little Axe:

The President has asked me to thank you for your letter of May 20, 1974 informing us of the postponement of the dedication and groundbreaking ceremonies of "Li-Si-Wi-Nwi" Bicentennial Community slated for May 24, 1974.

The Planning and Development Proposal is most informative as to what the "Li-Si-Wi-Nwi" recreational community is and how meaningful it is to the Absentee Shawnee Tribe of Oklahoma.

I look forward to hearing from you, in more detail, on your new dedication ceremony in September.

Sincerely,

Bradley H. Patterson
Executive Assistant to
Leonard Garment

Mr. Danny Little Axe
Chairman, Tribal Business Committee
Absentee Shawnee
Box 1747
Shawnee, Oklahoma 74801

bcc: Pam Powell (with the Planning and Development Proposal)



CF

May 29, 1974

Dear Mr. Buggs:

Mr. Garment has asked me to thank you for being so kind to send a copy of your very informative report Counting the Forgotten.

You may be assured that your letter and report will not go unnoticed and will be very beneficial to many of us working in this area.

Sincerely,

Bradley H. Patterson, Jr.

Mr. John A. Buggs
Staff Director
United States Commission on
Civil Rights
Washington, D. C. 20425



Creek

May 29, 1974

Dear Mr. Davis:

The President has asked me to thank you for your "Resolution" from the Executive Board of Directors of the Creek Indian National Council and the Muskogee (Creek) Nation of Indians concerning the many bills before Congress.

I have taken the liberty of forwarding your "Resolution" to the Commissioner of the Bureau of Indian Affairs and have asked him to investigate these bills mentioned in your correspondence and reply to you directly and that he send me a copy of the reply.

Please feel assured that every effort will be made to protect the interest of the Creek Indian Nation.

Sincerely,

Bradley H. Patterson, Jr.

Mr. Jack Davis, President
Creek Indian National Council
120 East 2nd Street
Holdenville, Oklahoma 74848

bcc: Morrie Thompson



May 30, 1974

Dear Mr. Wright:

Please excuse the delay in responding to your letter of April 15 to Mr. Garment; he is attending some international conferences abroad.

We want you to know that we are looking at the points raised in your letter and its attachments and will have a further response to you shortly.

Sincerely yours,

Bradley H. Patterson, Jr.

Mr. Frank C. Wright, President
Council of American Artist Societies, Inc.
112 East 19th Street
New York, New York 10003

bcc: Mike Straight (entire file for draft of a further response for Leonard Garment's signature)



[June 74]

Mr. Melford Tonasket
President
National Congress of American Indians
Box 150
Nespelem, Washington 99155

Mr. Chuck Trimble
National Congress of American Indians
1346 Connecticut Avenue, N.W.
Washington, D. C.

Mrs. La Donna Harris
President, AIO Action Council
1820 Jefferson Place
Washington, D. C.

Governor Robert E. Lewis
Pueblo of Zuni
Zuni, New Mexico 87327

Bob Robertson, OMB

Mr. Bill Casselman
Office of the Vice President
Room 273, EOB

Morris Thompson
Commissioner
Bureau of Indian Affairs
Room 6315
Department of the Interior
Washington, D. C.

Honorable Frank Carlucci
Under Secretary
Department of Health Education and Welfare
Washington, D. C.

Honorable John Whitaker
Under Secretary
Department of the Interior
Washington, D. C.



Mr. Richard LaCourse
American Indian Press Association
Suite 206
1346 Connecticut Avenue
Washington, D. C.

Mr. William Youpee
National Tribal Chairmens Association
1701 Pennsylvania Ave., N.W.
Washington, D. C.
Suite 406





A. The White House - Vice President's Office

Alternatives to NCIO

- Must NCIO be phased out?
- Why doesn't the Domestic Council have Indians on it?
- Why have any at-large (and Presidentially picked) members on the Indian Leadership Advisory Council for federally-recognized tribes?
- Should ~~either~~ Indian Leadership Advisory Council have the power to remove or veto the staff members who BIA (or HEW) assign to it?
- Why not have one Advisory Council rather than two? Doesn't two polarize the Indian community?
- Why not use the NTCÁ Executive Board as the vehicle for advice from Indian tribes?

B. OMB

Budget process

254 US C 476 reads in part: "The Secretary of the Interior shall advise such tribe or its tribal council of all appropriations estimates or Federal projects for the benefit of the tribe prior to the submission of such estimates to the Bureau of the Budget and the Congress." Just how do ~~the~~ Interior and OMB plan to implement that mandate for the FY 1976 budget?

Regionalization

What are the arguments, pro and con, for regionalization vs centralization (in Washington) of Indian programs such as ONAP and Manpower? What is the Administration objection to centralization, knowing that that is the Indian preference? Does it make that ~~much~~ difference?

Budget consultation

What plans can be made now to implement Frank Zarb's promise to have a series of meetings with Indian representatives next September at the beginning of the Washington budget process? Which representatives? How? (Use the new Indian Leadership Advisory Councils...?)

FIDAP and FAR studies/reports

What's next on these? What implementation plans?

Multi-Agency Services to Indians

What are the pros and cons of keeping many agencies in the business of serving federally recognized tribes (ONAP, EDA, NCIO etc) as compared to trying to focus these service centers in the Bureau of Indian Affairs?

A-95 Procedure

How to resolve objections entered to Indian projects?

C. Interior

BIA appointments

When iEXEKXZ will theXX senior spots be all filled -- Deputy, the rest of the top directors, the vacant Area Directorships?

Land-Study

Status -- possible preliminary discussion of options and choices

Land-Use Planning

Why did Interior take the position it did on the Jackson Amendment to the land-use planning bill? Are the Commissioner and the Under Secretary prepared to re-examine that position?

Zoning and Water Ordinances

Will Interior clearly support these draft ordinances now being prepared?

US v Washington

What plans does Interior have to help prepare the NW Indian tribes to assume the responsibilities indicated under that Court decision?

BIA field organization

What is the Commissioner's views on the respective roles of Area Directors, EEX Superintendents and Central Headquarters staff?

Johnson-O'Malley Regulations

What is the Commissioner's response to the comments which were submitted? Alternatively, what will be the Department's position on S 1017 in the House hearings?

Indian Ecnancing Act

What will be your FY 1974 and FY 1975 funds to implement this act? How can you demonstrate that they will be sufficient?



D. EDA

Tribal Development Grant Act

What happens to the Indian Reservation development program of EDA in the interim between July 1, 1974 and the enactment of the Act?

What are the reasons for merging that program into BIA? Why not continue with two-agency funding?

Why does the new bill provide for per capita allocation rather than on a project basis, for tribes?

If or as long as EDA continues, why should not its Indian program be centralized in Washington?

What is to guarantee that if the Tribal Development Grant Act is passed, BIA will adopt a new policy of tribal development of, rather than leasing of, tribal resources?

If the Act is passed, whose budget will take care of the administrative/salary costs of the Act -- the \$25,000,000 program funds or BIA's regular salary funds?

Will \$25,000,000 be enough anyway?



E. Labor

Precisely what will be the administrative arrangements for the Indians under Title III of CETA? What in Headquarters, what in the field?

Who will run the new program? (Can the new appointment be announced by June 5?)

XX

Is or is not an amendment needed to CETA's Title II to ensure authorization of services to Oklahoma Indians? If so, will the Administration get it introduced and back it promptly?

F. Justice

What are the groundrules for enforcing the Indian Civil Rights Act -- i.e. what is the balance between enforcement of that act and the proper respect for tribal sovereignty and internal governmental reform at a tribe's own pace and at its own initiative?

Land Division issues?

HEW

Indian Health

Do we have a defensible and explicable position (to Indians) on the new Indian health bill?

Indian Education

When will the new Associate Commissioner be announced?

When will the new study of Indian Education be complete and will it be sent for comment to Indian leadership?

What do we know so far of the effectiveness of the grants which have been made under Title IV?

Why have a Governors' notification for Indian Head-Start?

ONAP

(Clarify that its permanent authorizing legislation was sent to the Hill April 3.)

Other ONAP issues? Level of funding for FY 1976?

Does not our Administration draft of the ONAP legislation handle not all of the points raised in ONAP's March 1, 1974 summary of Indian recommendations? If not, which are likely to be major issues at the June 5-6-7-meeting?

Regionalization of the non-reservation programs: pro and con.

HUD

What are the needs for Indian Housing?

What ~~ZKZIZZEEZBEEEX~~ is the ~~MEEX~~ best means of meeting these needs?

Will we be meeting the entire HUD commitment to Indian housing made in 1969?



June 7, 1974

MEMORANDUM FOR: MIKE FARRELL
FROM: LEONARD GARMENT
SUBJECT: State Place Parking Permit

At the end of June, Mrs. Jean Robinson, now working in my office, is retiring. She is a holder of a State Place Parking Permit and I would appreciate it if you would arrange for a transfer of her permit to Miss Linda Hagge (who works in my office). Miss Hagge now has an Ellipse Parking Permit so it would therefore open up another place on the Ellipse for someone else who is in need of a place to park.

Because of potential overtime in the evenings, a State Place Parking Permit would be preferable to the Ellipse.



CF

June 10, 1974

Dear Julia:

I want to add my own congratulations on your receiving the Tom Clark Award.

In doing so, I want to thank you for your own effective help in working with the other agencies and with us in resolving the Sacramento County matter.

Brad joins me in saluting you and in sending you our warm personal regards,

Sincerely,

Leonard Garment
Assistant to the President

Mrs. Julia P. Cooper
Deputy General Counsel Office
Equal Employment Opportunity Commission
Washington, D. C.



June 10, 1974

Dear Steve:

I know you have been interested to know what may have been the outcome of the review we had together on the NDEA Title VI funds.

One of the most important objectives in higher education, as we see it, is to help open up access to higher education to disadvantaged students and at the same time broaden the latitude of choice which each such aided student may be able to exercise about what to study and where to study it. That is why we have proposed putting \$1.3 Billion into the Basic Educational Opportunity Grants, in FY 1975, distributed according to need. After that, as we see it, the free market in effect operates, with hundreds of thousands of subsidized and unsubsidized students, and hundreds of institutions of higher learning, making their own free choices about what curricula to offer and to pursue, rather than the federal government telling them or pushing them ourselves.

We have made an exception to this policy in the language and area studies program. Thus, the FY 1975 appropriation request of \$10 million, which will support some 50 "centers of excellence" throughout the country. But that exception doesn't change our fundamental belief that students and universities ought to have minimum federal "shoving" about curriculum development, especially at the expense of the student aid program itself.

The Congress, of course, will work its will with respect to this appropriations request and it may put in an add-on which, because of the interests and commitment of such distinguished people as yourself, Pat Moynihan and John Richardson and the institutions you represent, will not be objected to here.



I particularly appreciate the opportunity I had to go over this matter with you and John Richardson in person and want to compliment you and the American Council for your distinguished endeavors.

Cordially,

Leonard Garment
Assistant to the President

Mr. Steven Bailey
American Council on Education
1 Dupont Circle N.W.
Washington, D. C.

bcc: Pat Moynihan
John Richardson
Paul H. O'Neill



June 10, 1974

Dear Dr. Gobetz:

The President has asked me to thank you for your mailgram of April 26 and to express his appreciation for your suggestions concerning the administration of the Ethnic Heritage Studies Program within the U. S. Office of Education.

At the President's request, I have been in touch with officials in the Department of Health, Education, and Welfare about the status of the Ethnic Heritage Studies Program. They have reported that the decision to make grants averaging approximately \$60,000 was based on the fact that the legislation authorizing the Program requires each grant to carry out four specific activities: (1) development of curriculum materials for all levels of education; (2) dissemination of such materials throughout the United States; (3) training of persons to use the materials; and (4) cooperation with groups or organizations which have a special interest in the program. It was the belief of the Office of Education that grants of smaller size would not enable institutions to carry out these activities in an effective manner.

You can be assured that there will be no preferential treatment in the awarding of grants under this or any other Federal grant program. All proposals will be evaluated on the basis of criteria established by the Commissioner of Education and approved by the Secretary of Health, Education, and Welfare. Such criteria were published in the Federal Register on April 12, 1974.

The application form which you refer to is a standard application form developed by the Office of Management and Budget and modified to fit the needs of individual Federal grant programs.



Such forms do place emphasis on the narrative aspect of the proposal, and decisions by the Office of Education will be based in the main on these narrative presentations.

With the President's best wishes,

Sincerely yours,

Leonard Garment
Assistant to the President

Dr. Giles Gobetz
Vice President
Delta Tau Kappa
Kent State University
Kent, Ohio 44242



June 12, 1974

MEMORANDUM FOR: BILL GULLEY
FROM: BRADLEY H. PATTERSON, Jr.
SUBJECT: Puget Sound Trip

Amending Mr. Garment's memorandum of earlier today, in view of the absence of any available helicopter, what would be the chances of using a small, fixed wing military aircraft in the following ways:

1. Seattle airport to Aberdeen or Hoquiam airport in the early evening of June 17.
2. Aberdeen or Hoquiam airport to Olympia airport the early evening of the 18th.
3. Olympia airport to Bellingham airport the morning of the 20th.
4. Bellingham airport to Spokane around noon on the 21st. (alternatively: Bellingham to Seattle)

Two White House and one other passengers.



June 12, 1974

MEMORANDUM FOR: GENERAL LAWSON

FROM: LEONARD GARMENT
Assistant to the President

SUBJECT: Puget Sound Trip

I am going on an official inspection trip of Indian fishery and economic development in the Puget Sound area on June 17-21.

The three Indian Reservations I shall be visiting are located in such places that it would be of great value to me and to the purposes for which the trip is being undertaken if there were the possibility of helicopter transportation during some of those days.

Specifically I wonder if such transportation might be available:

A. About 8:45 on June 17 in the p.m. from Seattle airport to Moclips Washington, on the Pacific Coast just south of the Quinault Reservation.

B. The early evening of the 18th from Moclips to Olympia.

C. In mid-morning of the 20th (after meeting with Governor Evans), from Olympia to the Lummi Indian Reservation north of Bellingham.

D. On the 21st at noon or so from the Lummi Reservation to Seattle Airport.

Mr. Patterson of my staff will be going with me and there would be one other gentleman (Mr. Douglas R. Nash) who is our local host and will be accompanying us during the entire inspection.

I would appreciate your advice.



June 13, 1974

Dear Mr. Bradley:

I want to thank you on behalf of the President for your letter to him of June 7 concerning the donated food center on the Cherokee Reservation.

We will bring this promptly to the attention of Commissioner Thompson.

Sincerely yours,

Bradley H. Patterson, Jr.

Mr. Joe Bradley, Chairman
Tribal Council
Eastern Band of Cherokee Indians
Box 455
Cherokee, North Carolina 28719

bcc: Commissioner Thompson (with original letter)



June 13, 1974

Dear Bruce:

With respect to your letter of May 24, some good news: Bob Howard tells me that ONAP is planning to fund the Seneca Nation of Indians for \$18,000 to assist your cultural enrichment and visual arts program. It will be a one-time funding, however, so of course you should take this into account.

Responding to your June 10 letter, the Administration proposal for the future of Indian community action appears as Title VIII of H.R. 14449. We originally suggested that that part get enacted as separate legislation by itself and that title would be the Indian community action program. Title I would not be necessary at all and in fact I don't think the President favors it.

Specifically on the Section III-f question, I can only speculate that it was put in to ensure that Indian Reservations would be made equally eligible with other political subdivisions (counties, cities, etc.) for Title I community action funding, but, to repeat, we believe that Title VIII specifically makes Indians eligible, and Title I is not on our agenda.

Cordially,

Bradley H. Patterson, Jr.

Mr. Bruce A. Williams
Executive Director
The Seneca Nation of Indians
Native American Program
Box 212
Irving, New York 14801



bcc: Julia Taft -- HEW

P.S. In any case, I would and, none of us favor anything which would make elected Indian Tribal Governments subordinate to State Governments.

June 14, 1974

MEMORANDUM FOR:

GEORGE TRUBOW
Domestic Council Committee
on Privacy

FROM:

BRADLEY H. PATTERSON, Jr.

SUBJECT:

Cunningham Act List --
Example of a Privacy Problem

I mentioned when we met the other day that I would like to call your attention to an area in the field of privacy which just happens to have touched my own family a bit but is a good illustration of the kind of problem I think you are working on.

The Cunningham Act (39 USC 4008(a)) I believe was an amendment to the Postal Service and Federal Employees Salary Act of 1962 (Section 305(a) thereof) which required the Post Office to detain what was judged to be non-first-class propagandistic mail from Communist bloc nations, send the intended U.S. addressee a card and make him fill it out that he "wanted to receive communist propaganda" and only then would they release the material to him.

The Post Office, and presumably the FBI, of course maintained a list of those persons who made these declarations.

This provision of law was declared unconstitutional in 1965 (381 US 301) and I attach one xerox page from the decision.

Now it happened that in those years, my son, Bruce, then a teenager, was a radio "ham" and, like all such devotees, was eagerly trying to make contact with as many other "hams" as possible throughout the world. Radio Budapest evidently ran a "ham" station as part of its equipment, and Bruce made contact with it. QSL cards were exchanged (the indispensable postcard which certifies to each "ham" that the contact was in fact made -- "hams" cover their walls with

them) and Bruce's name got on Radio Budapest's mailing list. It's still there, and stuff such as the attached comes in from time to time.

It was either when the QSL card arrived, or the first piece of the literature, when teenager Bruce got that postcard from the Post Office: did he want to receive this literature? Yes, he did; he had made a "ham" contact and wanted to see the follow-up.

His name went on the Post Office's list, and there my story ends except for the following questions:

Where is that list now?

Even after the Act under which the list was maintained was declared unconstitutional, was the list used by the security agencies?

Bruce is now receiving his Ph D in solid state physics from the Lawrence Berkeley Laboratories; I wouldn't be surprised if some day his name comes up for a name-check. Will some federal computer raise an objection -- going back to what was, in effect, an unconstitutional invasion of privacy to a teenager in 1964?

A bit of grist for your mill.

Good luck in your important work.

Sincerely,

Bradley H. Patterson, Jr.

Mr. George Trubow
1800 "G" Street
Room 711
Washington, D. C.

cc: Geoffrey Shepard

June 17, 1974

MEMORANDUM FOR:

BOB LINDER

FROM:

BRADLEY H. PATTERSON, Jr.

SUBJECT:

Authorization to purchase
a book.

I would like to request authorization to purchase Law and the American Indian by Monroe E. Price. The book is published by The Bobbs-Merrill Law Book Company, Inc. and sells for \$16.50.

Our office needs this book for use in conjunction with a study on Indian tribal sovereignty which is being prepared in our office.

If you can approve this request, I would appreciate your ordering the book through The Bobbs-Merrill office at the Maryland National Bank Building, Silver Spring, Maryland (telephone number 587-8800), or I can, with your permission.

Thank you for your assistance.



June 17, 1974

Dear Chancellor Bishop:

Thank you for your letter of June 6 and for telling us of your plans for a program for Indian student aid at the University of Maryland.

We are delighted to hear of this program.

As you may know, the Bureau of Indian Affairs has a scholarship program in higher education, a program which has dramatically increased in recent years so that some 14,000 Indian students are now being aided, as compared to only a few thousand five years ago.

I am asking Commissioner of Indian Affairs Morris Thompson to review your letter and to be in touch with you directly about what possibilities there may be for collaboration and for sources of funds.

Of course his assistance would be limited to covering the expenses of enrolled members of federally recognized tribes; for the educational assistance of other Indian students, it may be that the regular aid programs of the Office of Education should be referred to.

But you will be hearing from Commissioner Thompson and can begin from there.

We sincerely appreciate the initiative taken by the University of Maryland and especially your own personal interest and commitment.

Cordially,

Bradley H. Patterson, Mr.

Chancellor Charles E. Bishop
University of Maryland
College Park, Maryland 20742



bcc: Morris Thompson for further response.

June 18, 1974

NASH

Dear Doug:

I want first of all to thank you for your very solid and helpful letter of June 11 about Indian policy matters. It contains many points and suggestions meriting close attention by all of us.

Let me make some preliminary comments and in so doing outline what kind of follow-up we would intend.

1. I am favorably inclined on point 1.
2. A letter covering the subject of point 2 has, I am told, just been sent by BIA to Senator Jackson. I expect a copy of it shortly and believe it may take us further down the road on this tough question.
3. BIA still has the JOM regulations under consideration and Commissioner Thompson has assured me that I will have a chance to review them before they are again issued. As usual, some middle ground will probably have to be found and of course if S 1017 becomes law, the whole set of regulations will have to be reviewed.
4. My own personal position here has been to advocate signature of H. R. 7824, but this is a matter on which many persons are pressing their views on the President and of course he has not yet received the final bill from the Congress. It is therefore difficult to make predictions.
5. I have asked BIA and OMB to give me further information about the two colleges.
6. BIA tells me we should support the add-on for the Ojibwa school but I am asking OMB if this is confirmable.



7. I think Morris Thompson and Martin Seneca should take a new look at the heirship problem: how large is it in terms of acres and dollars? Do you think that any form of general enabling legislation might be developable?

8. We do support Interior's proposed regulations on water, as I indicated in my Albuquerque speech.

9. Perhaps you could be more specific as to your point 9. BIA tells me informally that most schools do have pretty clear assurance that their programs and budgets will be continued. What examples do you have to the contrary (which are not special cases deriving from unusual circumstances like those in point 6)? You are probably aware of the new budget reform act, now in final stages of consideration in Congress. I believe that re-sets the government's fiscal year to October 1, and mandates the completion of Congressional appropriations actions by that date. How would that affect the picture as you see it?

10. In view of the time constraints, Bradhas already taken the initiative on point 10 and is calling in the State Department's senior Fisheries Officer for a session Tuesday morning with Martin Seneca. First impressions are that both Indians and non-Indians in the Pacific Northwest share a common interest in the U.S. positions to be taken at Caracas concerning the protection of fisheries, but this meeting (the first between BIA, the White House and this particular office in State) will open up a useful dialogue in accordance with your observations.

11. We would be delighted to have the kind of meeting you describe, and as Tom Fredericks knows, have had several legal affairs sessions with Indian law representatives and officials of Interior and Justice. I await your further suggestions as to time and as to subjects (and therefore Agencies) to include.

I think I would at this point add a few items to your own list, such as (a) the standards by which we use the tool of the Indian civil rights act, and also (b) the whole question of tribal sovereignty. We have taken steps here to begin reviews of both those questions.



When I hear further from Morrie and OMB, I will be back in touch with you again.

In closing I want to express my sharp regret at having to defer the Puget Sound trip, but unexpected changes are the price of life in these precincts and I know you will understand. If you are going to be away in July, let's aim at September.

Cordially,

Leonard Garment
Assistant to the President

Mr. Douglas R. Nash
Native American Rights Fund
1506 Broadway
Boulder, Colorado 80302

bcc: Paul O'Neill

June 18, 1974

Dear Bill:

Thank you for your note of the 14th about the Omaha Conference.

I think NTCA is doing a useful and constructive thing here in getting that position statement together and in organizing the new standing committee.

I have checked and find that the BIA will be sending Mitchell Bush and the Solicitor's Office will be sending Larry Aschenbrenner or Dave Jones to your Omaha meeting. I think, Bill, that that representation should be sufficient at this point and I have asked Ray Butler and Larry to keep me informed on how the conference comes out.

If I could make a comment on the position statement, I would express the hope that the paper could become as specific as possible about the recommended sources of federal or congressional action. Larry tells me that new regulations are being drafted for consultation with the new Committee; what other specific federal regulations or Congressional statutes need to be amended and precisely how?

Incidentally, I think that the statement on page 4 about government funds aiding parochial schools is incorrect; the Supreme Court has consistently ruled against such aid, the latest decision being only yesterday.

Cordially,

Bradley H. Patterson, Jr.

Mr. William Youpee
Executive Director
National Tribal Chairmen's Association
1801 Pennsylvania Avenue, NW Suite 406
Washington, D. C. 20006

bcc: Larry Aschenbrenner
Ray Butler



June 18, 1974

Dear Mr. Vlassis:

Brad and I appreciate having your letters and the materials they enclosed about the Navajo-Hopi problem.

We shall be in touch with Commissioner Thompson and Secretary Morton to ascertain their recommendations as this matter approaches consideration in the Senate.

Sincerely yours,

Leonard Garment
Assistant to the President

Mr. George P. Vlassis
Brown, Vlassis & Bain
222 North Central Avenue
Phoenix, Arizona 85004

bcc: Morris Thompson



Didn't keep copy of Bio

June 18, 1974

MEMORANDUM FOR: DAVE WIMER
FROM: BRAD PATTERSON
SUBJECT: William Carey and LEAA

Leonard and I would like to propose that you consider William Carey for the LEAA vacancy. Bill is the General Counsel of EEOC now, and is interested in some new area of government responsibility where he could make a contribution. He has mentioned to us that he is specifically interested in LEAA. I enclose some bio data.



June 18, 1974

MEMORANDUM FOR: KEN COLE

FROM: LEONARD GARMENT

SUBJECT: Formation of a Domestic Council
Committee on Indian Affairs

Norm Ross will be presenting you with a recommendation shortly, I understand, that for now we drop our idea of forming a Domestic Council Committee on Indian Affairs, principally because the Indian community is lukewarm or negative about it.

My own views are that in structuring his own internal Executive Office policy coordination machinery, the President should not be constrained or bound by the views of outside interest groups. The Domestic Council Committee is needed to examine quite a number of long-range Indian policy questions (such as enumerated in the draft establishment memorandum which is attached) and with the NCIO disappearing June 30 we need some interagency machinery to take the place of exclusively ad hoc communications.

Those lukewarm or negative Indian views are in large part the result of much misinformation about the proposed Domestic Council Committee (e. g. "Why aren't Indians members on it?")

Of course the proposal for external consultative machinery which we advanced will have to be deferred until the Indian community gives us some sign of concurrence, but internally I think that the effective management of our business calls for the issuance, soon, of something like the attached memorandum.

Perhaps you and I and the other interested people here should talk about this.

cc: Norm Ross
Bill Casselman
Frank Zarb



June 18, 1974

Dear Dr. Heyer:

Thank you for your note and for sending me the copy of your letter to Mr. Mosler.

Your letter makes a great many charges about the Lummi project so I am asking some of my colleagues in the federal government to check them out.

Sincerely,

Bradley H. Patterson, Jr.

Claude H. Heyer, Ph. D.
Box 272
Marietta, Washington 98268

bcc: Doug Nash (NARF) for possible comment.



June 19, 1974

MEMORANDUM TO: LEONARD GARMENT
FROM: BRADLEY H. PATTERSON, Jr.
SUBJECT: AIM Coming to Washington

As you know, the 7-day-long convention of the American Indian Movement in South Dakota from the 9th to 16th went off without incident, in part due to some careful planning by local and national BIA, HEW and Justice officials.

Then a caravan went to Aberdeen, Regional Headquarters of BIA. They are meeting there now with local HEW (Indian Health) and BIA officers but, using some threats of violence there, have absolutely insisted that Commissioner Thompson meet with them.

Thompson has agreed to do so; to meet with a group of ten here in Washington next Monday or Tuesday, under a policy he has of meeting with Indian leadership for peaceful discussions.

Washington, unlike Mobridge, South Dakota, will give AIM a national if not a world PR stage and although their spirit of confrontation is reportedly lower now, it would be lacking in perspicacity if we did not anticipate such possibilities as:

- a) Many more than ^{Ten}~~ten~~ showing up;
- b) Demands to meet with White House, State, UN and Senate Foreign Relations officials on what they term "international" treaty issues;
- c) Refusal of the 150 adherents in Aberdeen to leave there peacefully until they see "the results of" the Washington talks, not just the fact of the meeting itself (a technique used on us a year ago).

Meetings are planned to discuss tactics; will keep you informed; this is simply an alert for what will hopefully be not much more than a minor headache.

CC: General Haig
General Scowcroft
Frank Zarb
John Carlson
Deputy Attorney General Silberman
Ken Cole
Gerald Warren
Norman Ross



June 20, 1974

MEMORANDUM FOR: MIKE DUVAL
FROM: BRAD PATTERSON
SUBJECT: INAGURAL MEDAL TRIAL
 STRIKES

Answering on Leonard's behalf (he is totally preoccupied right now with a Supreme Court Brief), the gent here who is the expert on collecting material for the Nixon Library is Jack Nesbit on 2545 (Room 487 EOB). Jack advises that these strikes can be delivered to him for storage for transmittal to the Nixon Library. He adds that he assumes that if they were gifts to the President from Siegel of the Franklin Mint, these have been processed through the Gifts Unit and acknowledged.

You may want to call him directly.


bcc: Jack Nesbit



THE WHITE HOUSE

WASHINGTON

June 18, 1974

MEMORANDUM FOR: LEONARD GARMENT
FROM: MIKE DUVAL 
SUBJECT: INAUGURAL MEDAL TRIAL STRIKES

Len, I was asked the other day by Darrell Crain (an historian who worked with us during the Inaugural and who is one of the country's leading experts on medals) about the trial strikes for the 1973 Inaugural Medal. As you know, Gilroy Roberts was selected and did the medal showing President Nixon and Vice President Agnew with the Presidential Seal on the reverse side. Roberts was selected from a field of five sculptors, each one of which did a trial strike which was then presented to us for the selection process.

I had forgotten about these but in reviewing the Franklin Mint Contract, I saw reference to the fact that they had been delivered to us. In going back through the boxes for Central Files, I have found the five, including a sixth which was a refined version of Gilroy Roberts'.

Each trial strike has four medals on it: silver proof, traditional silver, bronze proof and bronze traditional.

These trial strikes are of great historical significance and probably of considerable intrinsic value (according to Crain). Dr. Crain is writing a history of the Inaugural Medal and has asked to take a look at them, and I can see absolutely no reason for not exceeding to his wish. I will invite him down to my office to look at them and then I think these should be turned over to the Richard Nixon Library.

Would you please advise me of how I get them to the Library?

Thanks very much.



June 24, 1974

Dear John:

I wonder if you would help me on a small matter.

My family and I are planning a West-to-East, cross-Sierra back-pack into King's Canyon Park this summer, beginning at Florence Lake in Sierra National Forest. We wrote ahead last March and duly received our notice of reservation for the permit. Although the last sentence of the instruction form says that the permit can be mailed to me, the Rangers refuse to do this, for reasons not stated.

We arrive (to park one car) at the Bishop end of our back-pack after a long cross-country ^{trip} on August 10, and without the mailed permit, must tear up through Yosemite and down to Florence Lake to arrive at the Forest Service's High Sierra Ranger Station by noon on the 11th, or lose the permit entirely. I don't think we can cover that distance in that time; I don't think this is reasonable or fair, and wonder if you could assist me in having the permit mailed, especially since we do have a valid reservation for it, dated April 4, and since the official instructions say that mailing is a permissible way to receive the permit.

Incidentally, our party will be 6 instead of 7.

I shall certainly check in with the Ranger Station on the way through, but can't guarantee a noon arrival from so far away.

If you are in touch with the Ranger at the High Sierra Station, could you ask him what the schedule is, if any, for departures for the boat-trip across Florence Lake?

I would appreciate any help you could give me.

Cordially,

Bradley H. Patterson, Jr.

Mr. John McGuire
Chief of the Forest Service
Department of Agriculture
Washington, D. C.



June 26, 1974

MEMORANDUM FOR: TOD HULLIN
FROM: BRADLEY H. PATTERSON, Jr.
SUBJECT: Chitimacha School Construction

I checked on this, as you requested.

The planning phase for this project having been completed, the design money was requested in the FY 1975 budget.

Interior usually gets its appropriations in October, after final Congressional action, and BIA estimates that the sequence then will be:

3 to 6 months to do the design work and produce all the blueprints

2 months to put the designs out to bid and receive the bids

1 to 2 months to make the final analysis and decision and get the contractor on the job

That brings the project to August of 1975, i. e. into FY 1976. It is BIA's intent to ask an estimated amount for the construction money in their FY 1976 budget, but the actual amount requested for construction (and thus defensible before Congress in appropriations hearings) won't be known until the bids are returned -- at the earliest, 5 months from next October.

The new Education top man at BIA believes this is a reasonable schedule, if Ken wants acceleration we can check with Commissioner Thompson and see what can be done.



June 27, 1974

MEMORANDUM FOR: ASSISTANT SECRETARY WILLIAM BUFFAM
INTERNATIONAL ORGANIZATIONAL AFFAIRS
DEPARTMENT OF STATE

VIA: GENERAL BRENT SCOWCROFT

FROM: BRADLEY H. PATTERSON, Jr.

SUBJECT: Formation of a so-called International
Indian Treaty Council

This will bring to the State Department's attention the formation of a so-called International Indian Treaty Council by members of the American Indian Movement (AIM) at a recent meeting in South Dakota. Among the stated goals of this group are to "establish diplomatic relations with the United States", apply for UN membership, to get other aboriginal native peoples to do likewise, to seek additional recognition of treaty rights, especially as interpreted by them and to ask other nations to "charge and prosecute" the United States for its practices against "sovereign Native Nations".

I would suggest that the Commissioner of Indian Affairs, Morris Thompson, be advised if any contacts are made between this "Council" and the Department of State or the UN. He will be able to furnish appropriate background information on the membership and status of this group.

You and USIA should be aware that this "Council" is not regarded by either Commissioner Thompson's Bureau or this office nor by the majority of the elected Indian tribal leaders of America as a group representative of the American Indian people.

cc: Wallace Johnson (Justice)
Frank Zarb (OMB)
Morris Thompson (BIA)
James Keogn (USIA)

Attachment



June 28, 1974

Dear Mr. Black:

Thank you for your letter of June 20 inviting me to attend the Quarterly Meeting of the United Indian Tribes of Western Oklahoma and Kansas. It is with regret that I must decline your invitation. Unfortunately, my schedule is such that it will be impossible for me to attend.

It is my understanding that representatives of the Bureau of Indian Affairs from Washington will be in attendance. I am confident that they will be able representatives of the Administration.

I wish you great success in your meeting and hope that you will send me a summary or report of its outcome.

Sincerely,

Bradley H. Patterson, Jr.

Mr. Kenneth E. Black
Executive Director
United Indian Tribes of Western
Oklahoma and Kansas
Box 1382
Shawnee, Oklahoma 74801

