

Trust Suit 99-cv-00550 ECH The trust team has directed and allowed the Osage Tribe (shareholders) to be replaced by the Osage Nation (every Osage) which seems to remove standing in this case from the Shareholders. Yet the Osage Nation continues to fund this litigation with shareholder money. If this case is settled under the current conditions does the Minerals Estate (Shareholder Trust) become property of the Osage Nation?

Case 4:09-cv-0818-TCK-TLW seeks to insure the Osage Mineral Estate remains intact as defined by the "1906 Act". This is the stated mission of this organization, should this organization join in this action? PRO's & CON's

In as much as we have been unable to amend the Constitution with the current members of Congress; Can, by Osage Nation law, the Minerals Council be given complete control of income derived from minerals, including settlements of mismanagement of previous minerals income? We understand federal conditions in a settlement would prevail

Why haven't the Minerals Council asked for a Grand Jury Investigation in regards to our money being taken by Jim Gray. If the Minerals Council hasn't requested same then why not? We are talking about Federal Money not Osage Nation Money.

Since you went to DC what is your understanding about the request being answered before our election in June concerning the BIA running the election...or will we be stuck with Eddy Redeagle's bill about the Minerals Council Election.

Do you see us losing our Minerals Council identify/power/authority when the Council is put under the Executive Branch or Osage Nation Congress?  
In your opinion after the Minerals Council is actually put under the arm of the Osage Nation what will happen to our Minerals Trust?

Were you consulted on the Cynthia Boone removal from the trust team and other sanctions? Is there a procedure that can null and void that action as a result of an elected official being sanctioned in a secret meeting? What were the standard of evidence in this action? Was hearsay allowed?

Is it a violation of Federal Law for the Osage Nation Chief and Treasure to control and oversee shareholder funds? If so how can charges and investigation be started?

The stated mission of this organization is to protect and enhance the Osage Mineral Trust for the shareholders. Do you see directions and actions that we could do or take to better accomplish this goal.

Is Article 15 of the Osage Nation Constitution legal? It seems to be in direct violation of Federal Law.

Were the documents for the Mineral Council election given to the Interior Department at the meeting of the Mineral Council Delegation in Washington D. C.?

Can you describe the money trail from the Producer to the Headright holder.  
OST-OTFM-BIA, etc.

1) Five members of the Minerals Council believe that the Mineral Estate belongs to the Osage Nation. Within the Mineral Estate, there are two Trusts: the land Trust created by the Trustees Deed issued to the United States of America as executed by the Cherokee Tribe in 1883 for the use and benefit of the Osage Tribe (see the photograph in PDF attached to this e-mail) and the royalty and income Trust, for the benefit of the Original Allottees created by the 1906 Allotment Act. Ownership of what remains of the Land Trust (the Osage Campus [real property and improvements to the property] the Villages and the mineral rights reserved to the Tribe by the 1906 Act) belongs to the Tribe/Nation and the royalty and income Trust belongs to the beneficiaries who are the Headright owners. Why has the Minerals Council not been forthcoming with this legal clarification as is so stated in the 1938 Act of Congress to Amend the 1906 Act (... shall continue subject to such TRUSTS and supervision...)? Is it not their legal obligation to acknowledge this fact and provide a clarification in writing to the Osage Headright owners?

2) Under the Constitution, the Minerals Council is organized as the elected officials of an independent agency that has been given responsibility over leases and other forms of development associated with the income and royalties generated by the Mineral Rights. Why then does the Osage Nation have signatory privileges where the bank accounts of the Mineral Council are concerned? Is the Osage Nation commingling the holdings of the Nation with that of the drawdown of a million dollars a year allotted to the Minerals Council under the 1906 Act as amended to run their business and operations?

3) The Osage Nation Constitution states in Article XV, Section 4, Paragraph 1: "The government shall further ensure that the rights of members of the Osage Nation to income derived from the Mineral Estate are protected." Not all Osage Headright owners are members of the Osage Nation today. After the Constitution had been ratified and became the law of the Osage Nation, all of the Osage Headright owners were disenfranchised from membership unless they also were registered as card carrying members (with a membership card signed by Chief Jim Gray) of the Tribe prior to the date of ratification. Many Osage Headright owners have since become card carrying members but what of the rest in view of this passage in the Constitution?

4) The Council, formed by the 1906 Act, prior to the ratification of the Osage Nation Constitution, operated as the "ostensible" Board of Trustees in the co-administration of the Mineral Estate Trusts in conjunction with the BIA as the administrator of the Trusts for the Secretary of the Interior, the Trustee of the Mineral Estate Trusts. Hasn't the Constitution disenfranchised the current Mineral Council from this lawful relationship under the 1906 Act by placing them under the Executive Branch and organizing them into an Agency of the Osage Nation? As agents of this Agency, are they not now agents

with a fiduciary obligation owing to the Osage Nation as opposed to ostensible co-trustees with a fiduciary obligation owing to the Headright owners?

5) As a trust cannot be funded until after it has been created and all ownership rights are transferred to the trust beforehand to include any moneys from income or other sources, how is it that the Osage Nation can lay claim to the ownership of the Mineral royalty and income trust account held by the Department of Treasury created for the benefit of the Original Allottees as the beneficiaries, their heirs and assigns by the 1906 Act as amended?

6) There is nothing in P.L. 108-431 to indicate that the 1906 Allotment Act and its amendments are no longer legally valid and the CFR's have not been officially changed to date therefore, they are still legally valid as well. Is this correct?

I am a descendant of Clarence Revard, one of the original Mineral rights holders. Our family is concerned that the 1906 ruling will be subverted to the personal use and power of Principal Chief Gray. This is an historic right and the tribe, the BIA, or any other body should not hold power over this right.

Thank you for your time and trouble.