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WARREN G. MAGNUSON, WASH.

EVERARD H. SMITH, CLERK  
THOMAS J. SCOTT, ASST. CLERK

## United States Senate

COMMITTEE ON APPROPRIATIONS

May 27, 1954

Mr. Click Relander  
1212 N. 32nd Avenue  
Yakima, Washington

Dear Mr. Relander:

I have your letter concerning the Wanapum band of the Priest Rapids Indians. Frankly, the problem you raise has never come to my attention before. I'm getting in touch with the Bureau of Indians Affairs to find out as much as I can about the surviving members of the Wanapums.

As soon as I have additional information, I will get in touch with you again.

Best regards.

Sincerely,

*Warren G. Magnuson*  
WARREN G. MAGNUSON, U.S.S.

WGM:Hms





UNITED STATES  
DEPARTMENT OF THE INTERIOR  
WASHINGTON

MAY 28 1954

My dear Senator Magnuson:

This will acknowledge the receipt of your letter of May 27, to which you attached a letter from Mr. Click Relander in regard to the "Wanapum band of Priest Rapids Indians," and in which Mr. Relander raises the question as to what effect construction of Priest Rapids Dam will have on land supposedly belonging to this tribe.

I have referred your letter and the enclosure to the Commissioner of Indian Affairs, with the request that he look into this matter and advise you concerning this tribe and what rights, if any, they may have to lands in the vicinity of Priest Rapids. Mr. Relander's letter will be returned to you with the Commissioner's reply.

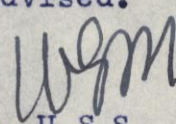
Sincerely yours,

Orme Lewis  
Assistant Secretary

Hon. Warren G. Magnuson  
United States Senate  
Washington 25, D. C.

Dear Mr. Relander:

Will keep you advised.

  
WARREN G. MAGNUSON, U.S.S.





IN REPLY REFER TO:

Realty  
8306-54

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF INDIAN AFFAIRS  
WASHINGTON 25, D. C.

JUL 15 1954

Hon. Warren G. Magnuson  
United States Senate  
Washington 25, D. C.

My dear Senator Magnuson:

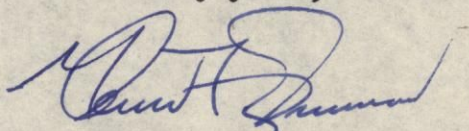
By reference of Assistant Secretary Lewis, we have your letter of May 27, together with one of May 23, from Click Relander who writes about the so-called Wanapum Band of Indians at Priest Rapids. Your correspondent is concerned about what is to happen to the remnant of this band as a result of the construction of a dam and their unwillingness to affiliate with the Yakimas, which tribe, we understand, is willing to extend to them membership rights. Mr. Relander proposes that pending legislation for the Priest Rapids recognize the rights of these Indians and make provision for them, including land.

In view of the somewhat peculiar situation as it involves this group of Indians and the Department's policy not to extend its field of operations so far as Indians are considered, it is our view that the rights and interests of these people should be a matter for consideration by and negotiation with those authorities undertaking the construction of the dam which will result in their dislocation. Whether it is necessary to include or cover the matter in pending legislation, I am unable to say.

We have talked to Superintendent Skarra of the Yakima Agency about this situation and these people, and while he is sympathetic towards their needs, there is nothing he can do.

In compliance with your request, your file is returned.

Sincerely yours,

  
Commissioner

Enclosure

Dear Mr. Relander:

For your information

WGM



(Copy)

In Reply refer to  
Realty  
8306-54

United States Department of the Interior  
Bureau of Indian Affairs,  
Washington 25, D.C.

July 15, 1954

Hon. Warren G. Magnuson  
United States Senate  
Washington 25, D.C.

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Sincerely

Glenn Emmons  
Commissioner

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For your information WGM



(Copy)

In Reply refer to  
Realty  
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United States Department of the Interior  
Bureau of Indian Affairs,  
Washington 25, D.C.

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Hon. Warren G. Magnuson  
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Sincerely

Glenn Emmons  
Commissioner

Dear Mr. Relander:  
For your information WGM



WARREN G. MAGNUSON, WASH., CHAIRMAN

JOHN O. PASTORE, R. I.  
A. S. MIKE MONRONEY, OKLA.  
GEORGE A. SMATHERS, FLA.  
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JAMES H. DUFF, PA.  
WILLIAM A. PURTELL, CONN.  
FREDERICK G. PAYNE, MAINE

EDWARD JARRETT, CHIEF CLERK

## United States Senate

COMMITTEE ON  
INTERSTATE AND FOREIGN COMMERCE

June 13, 1955

Mr. Clich Relander  
1212 N. 32nd Ave  
Yakima, Washington

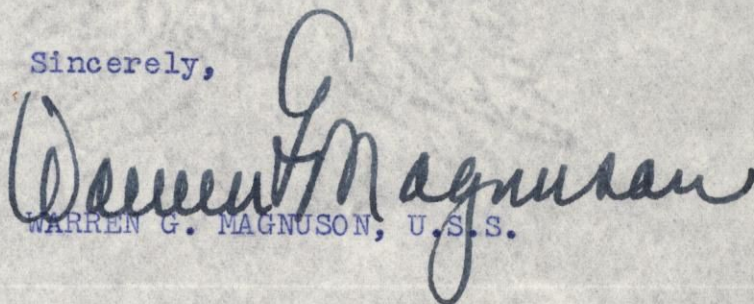
Dear Mr. Relander:

Thank you very much for the copy of the Treaty  
Centennial Booklet of The Yakima.

Just a glance tells me that the job has been  
well done and I know I am going to find it in-  
teresting and informative. I appreciate  
your thinking of me.

Kindest regards.

Sincerely,

  
WARREN G. MAGNUSON, U.S.S.

WGM:R



WARREN G. MAGNUSON, WASH., CHAIRMAN

JOHN O. PASTORE, R. I.  
A. S. MIKE MONRONEY, OKLA.  
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## United States Senate

COMMITTEE ON  
INTERSTATE AND FOREIGN COMMERCE

January 23, 1956

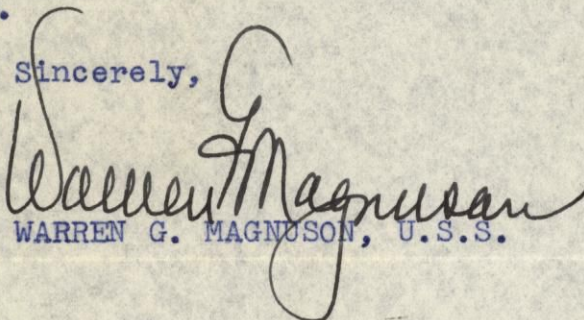
Mr. Click Relander  
1212 N. 32nd Ave.  
Yakima  
Washington

Dear Mr. Relander:

I appreciate very much your sending me  
clippings of the current controversy in which the  
Yakima Tribal Council is engaged. I am very  
interested in the matter and am hopeful a satis-  
factory solution can be achieved.

Kindest regards.

Sincerely,

  
WARREN G. MAGNUSON, U.S.S.

WGM:as



WARREN G. MAGNUSON, WASH., CHAIRMAN

JOHN O. PASTORE, R. I.  
A. S. MIKE MONRONEY, OKLA.  
GEORGE A. SMATHERS, FLA.  
PRICE DANIEL, TEX.  
SAM J. ERVIN, JR., N. C.  
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STROM THURMOND, S. C.

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WILLIAM A. PURTELL, CONN.  
FREDERICK G. PAYNE, MAINE

EDWARD JARRETT, CHIEF CLERK

## United States Senate

COMMITTEE ON  
INTERSTATE AND FOREIGN COMMERCE

February 7, 1956

Mr. Click Relander  
1212 N. 32nd Ave.  
Yakima  
Washington

Dear Relander:

I appreciate your letter of January 31st regarding S. 3118, a bill I introduced on February 2nd "To provide for the preservation of historical and archeological data (including relics and specimens) which might otherwise be lost as the result of the construction of a dam." Enclosed are several copies for your information.

The basic problem this bill seeks to solve is that there is divided jurisdiction, as between the Corps of Engineers and the Department of Interior, as to who shall request funds for archeological work and who shall take the responsibility for it. The Corps is usually reluctant to increase its budget request to take care of such work. The same reluctance is present in the Department of Interior. To the best of my knowledge, there is no clear delegation of responsibility in existing statutes.

I think discovery and preservation of pre-historic Indian lore is important to the people of the country. My legislation was drawn, placing definite responsibility on the Secretary of Interior, through the Park Service, for conducting archeological work in that portion of any river which is to be flooded by construction of a major dam.

Any department of government, proposing construction of a dam should consult the Secretary of Interior of the Park Service about their plans. The Secretary should cause



to be conducted a survey in the area to be flooded to ascertain what relics of historic value might be destroyed by the flooding. He should prepare estimates of costs to conduct archeological operations. He should request funds for financing such work. He may do the work either directly or under contract to the Smithsonian or some other institute nationally recognized in the field and he should take the responsibility of including appropriate amounts in the budget request of the Park Service.

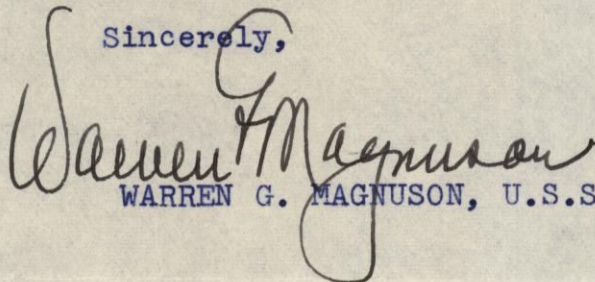
When private construction is undertaken, the same principle should apply -- the same responsibility should rest on the shoulders of the Secretary of Interior.

The point you bring up -- the possession of the relics, or the ownership, is not defined in the bill. It may not be necessary. I would appreciate your advice and suggestions in this regard after you have studied the bill. It may be some clarifying amendments along this line will have to be incorporated.

I appreciate your interest and welcome your comments.

Kindest personal regards.

Sincerely,

  
WARREN G. MAGNUSON, U.S.S.

WGM:as



84TH CONGRESS  
2D SESSION

# S. 3118

## IN THE SENATE OF THE UNITED STATES

FEBRUARY 2 (legislative day, JANUARY 16), 1956

Mr. MAGNUSON introduced the following bill; which was read twice and referred to the Committee on Interior and Insular Affairs

## A BILL

To provide for the preservation of historical and archeological data (including relics and specimens) which might otherwise be lost as the result of the construction of a dam.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That it is the purpose of this Act to further the policy  
4 set forth in the Act entitled "An Act to provide for the  
5 preservation of historic American sites, buildings, objects,  
6 and antiquities of national significance, and for other pur-  
7 poses", approved August 21, 1935 (16 U. S. C. 461-467),  
8 by specifically providing for the preservation of historical  
9 and archeological data (including relics and specimens)  
10 which might otherwise be irreparably lost or destroyed as



1 the result of flooding caused by the construction of a dam  
2 by any agency of the United States, or by any private per-  
3 son or corporation holding a license issued by any such  
4 agency.

5 SEC. 2. (a) Before any agency of the United States  
6 shall undertake the construction of a dam, or issue a license  
7 to any private individual or corporation for the construction  
8 of a dam, it shall give written notice to the Secretary of the  
9 Interior setting forth the site of the proposed dam and the  
10 approximate area to be flooded if such construction is under-  
11 taken.

12 (b) Upon receipt of any notice, as provided in subsec-  
13 tion (a), the Secretary of the Interior (hereinafter referred  
14 to as the "Secretary"), through the National Park Service,  
15 shall cause a survey to be made of the area proposed to be  
16 flooded to ascertain whether such area contains historical  
17 and archeological data (including relics and specimens)  
18 which should be preserved in the public interest. Any such  
19 survey shall be conducted as expeditiously as possible. If,  
20 as a result of any such survey, the Secretary shall determine  
21 (1) that such data exists in such area, (2) that such data  
22 has exceptional historical or archeological significance and  
23 should be collected and preserved in the public interest, and  
24 (3) that it is feasible to collect and preserve such data, he  
25 shall cause the necessary work to be performed in such

1 area to collect and preserve such data. All such work shall  
2 be performed as expeditiously as possible.

3 (c) The Secretary shall keep the instigating agency  
4 notified at all times of the progress of any survey made  
5 under this Act, or of any work undertaken as a result of  
6 such survey, in order that there will be as little disruption  
7 or delay as possible in the carrying out of the functions of  
8 such agency.

9 SEC. 3. In the administration of this Act, the Secretary  
10 may—

11 (1) enter into contracts or make cooperative agree-  
12 ments with any Federal or State agency, any educational  
13 or scientific organization, or any institution, corporation,  
14 association, or individual; and

15 (2) procure the temporary or intermittent services  
16 of experts or consultants or organizations thereof as  
17 provided in section 15 of the Act of August 2, 1946  
18 (5 U. S. C. 55a).

19 SEC. 4. There are hereby authorized to be appropriated  
20 such sums as may be necessary to carry out the purposes of  
21 this Act.



## A BILL

To provide for the preservation of historical and archeological data (including relics and specimens) which might otherwise be lost as the result of the construction of a dam.

By Mr. MAGNUSON

FEBRUARY 2 (legislative day, JANUARY 16), 1956

Read twice and referred to the Committee on Interior and Insular Affairs



WARREN G. MAGNUSON, WASH., CHAIRMAN

JOHN O. PASTORE, R. I.  
A. S. MIKE MONRONEY, OKLA.  
GEORGE A. SMATHERS, FLA.  
PRICE DANIEL, TEX.  
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FREDERICK G. PAYNE, MAINE

EDWARD JARRETT, CHIEF CLERK

## United States Senate

COMMITTEE ON  
INTERSTATE AND FOREIGN COMMERCE

July 16, 1956

Mr. Click Relander  
City Desk  
THE YAKIMA DAILY REPUBLIC  
Yakima, Washington

Dear Mr. Relander: *Click*

Thank you for your letter of July 10th.

In accordance with your request, it is a pleasure to send you, under separate cover, a copy of the hearings before the Public Works Subcommittee of the Senate Appropriations Committee dealing with Civil Functions.

Glad to be of assistance. Kindest regards.

Sincerely,

*Warren*  
WARREN G. MAGNUSON, U.S.S.

WGM:mr



WARREN G. MAGNUSON, WASH., CHAIRMAN

JOHN O. PASTORE, R. I.  
A. S. MIKE MONRONEY, OKLA.  
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FRANK J. LAUSCHE, OHIO  
WM. A. BLAKLEY, TEX.

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WILLIAM A. PURTELL, CONN.  
FREDERICK G. PAYNE, MAINE  
NORRIS COTTON, N. H.

EDWARD JARRETT, CHIEF CLERK

## United States Senate

COMMITTEE ON  
INTERSTATE AND FOREIGN COMMERCE

19 February 1957

Mr. Click Relander  
1212 N. 32nd Avenue  
Yakima, Washington

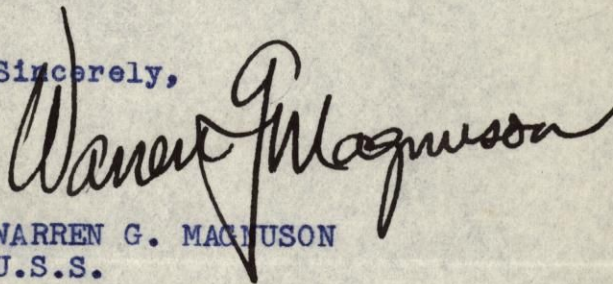
Dear Mr. Relander:

In view of your past interest, I know you will be glad to know that I have re-introduced my bill to provide for the preservation of historical and archeological data which might otherwise be lost as the result of the construction of a dam.

A copy of the new bill, S.1109, is enclosed for your information.

Kindest regards.

Sincerely,



WARREN G. MAGNUSON  
U.S.S.

WGM:bf  
Encl.



85TH CONGRESS  
1ST SESSION

# S. 1109

## IN THE SENATE OF THE UNITED STATES

FEBRUARY 7, 1957

Mr. MAGNUSON introduced the following bill; which was read twice and referred to the Committee on Interior and Insular Affairs

## A BILL

To provide for the preservation of historical and archeological data (including relics and specimens) which might otherwise be lost as the result of the construction of a dam.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That it is the purpose of this Act to further the policy  
4 set forth in the Act entitled "An Act to provide for the  
5 preservation of historic American sites, buildings, objects,  
6 and antiquities of national significance, and for other pur-  
7 poses", approved August 21, 1935 (16 U. S. C. 461-467),  
8 by specifically providing for the preservation of historical  
9 and archeological data (including relics and specimens)  
10 which might otherwise be irreparably lost or destroyed as



1 the result of flooding caused by the construction of a dam  
2 by any agency of the United States, or by any private per-  
3 son or corporation holding a license issued by any such  
4 agency.

5 SEC. 2. (a) Before any agency of the United States  
6 shall undertake the construction of a dam, or issue a license  
7 to any private individual or corporation for the construction  
8 of a dam, it shall give written notice to the Secretary of the  
9 Interior setting forth the site of the proposed dam and the  
10 approximate area to be flooded if such construction is under-  
11 taken.

12 (b) Upon receipt of any notice, as provided in subsec-  
13 tion (a), the Secretary of the Interior (hereinafter referred  
14 to as the "Secretary"), through the National Park Service,  
15 shall cause a survey to be made of the area proposed to be  
16 flooded to ascertain whether such area contains historical  
17 and archeological data (including relics and specimens)  
18 which should be preserved in the public interest. Any such  
19 survey shall be conducted as expeditiously as possible. If,  
20 as a result of any such survey, the Secretary shall determine  
21 (1) that such data exists in such area, (2) that such data  
22 has exceptional historical or archeological significance and  
23 should be collected and preserved in the public interest, and  
24 (3) that it is feasible to collect and preserve such data, he  
25 shall cause the necessary work to be performed in such

1 area to collect and preserve such data. All such work shall  
2 be performed as expeditiously as possible.

3 (c) The Secretary shall keep the instigating agency  
4 notified at all times of the progress of any survey made under  
5 this Act, or of any work undertaken as a result of such sur-  
6 vey, in order that there will be as little disruption or delay  
7 as possible in the carrying out of the functions of such  
8 agency.

9 (d) A survey similar to that provided for by section (b)  
10 of this section and the work required to be performed as a  
11 result thereof shall so far as practicable also be undertaken  
12 in connection with any dam the construction of which has  
13 been heretofore authorized by any agency of the United  
14 States, or by any private person or corporation holding a  
15 license issued by any such agency.

16 (e) The Secretary shall consult with any interested  
17 Federal and State agencies, educational and scientific or-  
18 ganizations, and private institutions and qualified individuals,  
19 with a view to determining the ownership of and the most  
20 appropriate repository for any relics and specimens re-  
21 covered as a result of any work performed as provided for  
22 in this section.

23 SEC. 3. In the administration of this Act, the Secretary  
24 may—

25 (1) enter into contracts or make cooperative agree-



ments with any Federal or State agency, any educational or scientific organization, or any institution, corporation, association, or qualified individual; and (2) procure the temporary or intermittent services of experts or consultants or organizations thereof as provided in section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

SEC. 4. There are hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this Act.

(e) The Secretary shall consult with any interested Federal and State agencies, educational and scientific organizations, and private institutions and qualified individuals with a view to determining the ownership of and the most appropriate repository for any relics and specimens recovered as a result of any work performed as provided for in this section.

SEC. 3. In the administration of this Act, the Secretary may—

(1) enter into contracts or make cooperative agree-



85TH CONGRESS  
1ST SESSION

**S. 1109**

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**A BILL**

To provide for the preservation of historical  
and archeological data (including relics and  
specimens) which might otherwise be lost  
as the result of the construction of a dam.

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By Mr. MAGNUSON

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FEBRUARY 7, 1957

Read twice and referred to the Committee on Interior  
and Insular Affairs



10 March 1959

Dear Mr. Relander:

This is the corrected version  
of S. 575, which I sent to you  
earlier. Regards.

Wgm

Warren G. Magnuson, U. S. S.

86TH CONGRESS  
1ST SESSION

**S. 1185**

IN THE SENATE OF THE UNITED STATES

FEBRUARY 26, 1959

Mr. MAGNUSON (for himself and Mr. NEUBERGER) introduced the following bill;  
which was read twice and referred to the Committee on Interior and  
Insular Affairs

**A BILL**

To provide for the preservation of historical and archeological  
data (including relics and specimens) which might other-  
wise be lost as the result of the construction of a dam.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That it is the purpose of this Act to further the policy  
4 set forth in the Act entitled "An Act to provide for the  
5 preservation of historic American sites, buildings, objects,  
6 and antiquities of national significance, and for other pur-  
7 poses", approved August 21, 1935 (16 U.S.C. 461-467),  
8 by specifically providing for the preservation of historical  
9 and archeological data (including relics and specimens)  
10 which might otherwise be irreparably lost or destroyed as



1 the result of flooding, the building of access roads, the erection of workmen's communities, the relocation of railroads and highways, and other alterations of the terrain caused by the construction of a dam by any agency of the United States, or by any private person or corporation holding a license issued by any such agency.

2 SEC. 2. (a) Before any agency of the United States shall undertake the construction of a dam, or issue a license to any private individual or corporation for the construction of a dam, it shall give written notice to the Secretary of the Interior setting forth the site of the proposed dam and the approximate area to be flooded and otherwise changed if such construction is undertaken.

3 (b) Upon receipt of any notice, as provided in subsection (a), the Secretary of the Interior (hereinafter referred to as the "Secretary"), shall cause a survey to be made of the area proposed to be flooded to ascertain whether such area contains historical and archeological data (including relics and specimens) which should be preserved in the public interest. Any such survey shall be conducted as expeditiously as possible. If, as a result of any such survey, the Secretary shall determine (1) that such data exists in such area, (2) that such data has exceptional historical or archeological significance, and should be collected and preserved in the public interest, and

1 (3) that it is feasible to collect and preserve such data, he shall cause the necessary work to be performed in such area to collect and preserve such data. All such work shall be performed as expeditiously as possible.

2 (c) The Secretary shall keep the instigating agency notified at all times of the progress of any survey made under this Act, or of any work undertaken as a result of such survey, in order that there will be as little disruption or delay as possible in the carrying out of the functions of such agency.

3 (d) A survey similar to that provided for by section (b) of this section and the work required to be performed as a result thereof shall so far as practicable also be undertaken in connection with any dam the construction of which has been heretofore authorized by any agency of the United States, or by any private person or corporation holding a license issued by any such agency.

4 (e) The Secretary shall consult with any interested Federal and State agencies, educational and scientific organizations, and private institutions and qualified individuals with a view to determining the ownership of and the most appropriate repository for any relics and specimens recorded as a result of any work performed as provided for in this section.



1 SEC. 3. In the administration of this Act, the Secretary  
2 may—

3 (1) enter into contracts or make cooperative agree-  
4 ments with any Federal or State agency, any educa-  
5 tional or scientific organization, or any institution, cor-  
6 poration, association, or qualified individual; and

7 (2) procure the temporary or intermittent services  
8 of experts or consultants or organizations thereof as  
9 provided in section 15 of the Act of August 2, 1946  
10 (5 U.S.C. 55a); and

11 (3) accept and utilize funds made available for sal-  
12 vage archeological purposes by any private person  
13 or corporations holding a license issued by an agency of  
14 the United States for the construction of a dam or other  
15 type of water or power control project.

16 SEC. 4. There are hereby authorized to be appropriated  
17 such sums as may be necessary to carry out the purposes  
18 of this Act.



86TH CONGRESS  
1ST SESSION

S. 1185

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**A BILL**

To provide for the preservation of historical  
and archeological data (including relics and  
specimens) which might otherwise be lost  
as the result of the construction of a dam.

---

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By Mr. MAGNUSON and Mr. NEUBERGER

---

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FEBRUARY 26, 1959

Read twice and referred to the Committee on Interior  
and Insular Affairs



United States Senate

MEMORANDUM

*I thought you  
would be interested  
in this*

*Warren Magnuson  
U.S.S.*

IN REPLY REFER TO: *gsc*

Realty

Tenure and Management  
10663-60

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF INDIAN AFFAIRS  
WASHINGTON 25, D. C.

SEP 21 1960

half, your office has received con-  
cerning some disagreements that  
Indian Reservation over the proce-  
easing of Indian lands. This letter  
on this matter.

Recently, Assistant Commissioner E. J. Utz held several meet-  
ings on the reservation. These were well publicized and were  
attended by lessees, Indians, and business men. In addition  
Mr. Utz made some field inspections and held many personal  
interviews. As a result, the general situation as well as  
individual problems were thoroughly discussed. A number of  
recommendations have been made by Assistant Commissioner Utz,  
some of which have been placed into effect and others will be  
acted upon as promptly as circumstances permit.

First, Mr. Utz has recommended that under no circumstances  
should the Bureau permit the continued use of the renewable  
lease which has been used for many years on the reservation.  
This was an arrangement whereby the lessee was given a lease for  
one year with the option, exclusively resting in the lessee, to  
renew for one year periods up to a maximum of 10 years. Under  
the guise of this being a lease but for a single year, certain  
protective contract requirements, particularly those relating  
to performance bonds were not required. As a matter of law  
this was in reality a ten year lease under conditions which  
were not in the best interests of the Indian lessors. The dis-  
continuance of this type of lease contract within the past sev-  
eral leasing seasons has been one of the points of objection  
raised by lessees who are now required to obligate themselves  
contractually for the full lease term desired and agreed upon.  
It, of course, requires a greater degree of advance planning  
of the improvement and cropping programs. However, it is en-  
tirely in accord with sound business and management practices  
and certainly not a requirement which could be termed anything  
but reasonable.





UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF INDIAN AFFAIRS  
WASHINGTON 25, D. C.

IN REPLY REFER TO:

Realty  
Tenure and Management  
10663-60

SEP 21 1960

Hon. Warren G. Magnuson  
United States Senate  
Washington, 25, D.C.

Dear Senator Magnuson:

Over the past year and a half, your office has received considerable correspondence concerning some disagreements that have arisen at the Yakima Indian Reservation over the procedures connected with the leasing of Indian lands. This letter is to bring you up-to-date on this matter.

Recently, Assistant Commissioner E. J. Utz held several meetings on the reservation. These were well publicized and were attended by lessees, Indians, and business men. In addition Mr. Utz made some field inspections and held many personal interviews. As a result, the general situation as well as individual problems were thoroughly discussed. A number of recommendations have been made by Assistant Commissioner Utz, some of which have been placed into effect and others will be acted upon as promptly as circumstances permit.

First, Mr. Utz has recommended that under no circumstances should the Bureau permit the continued use of the renewable lease which has been used for many years on the reservation. This was an arrangement whereby the lessee was given a lease for one year with the option, exclusively resting in the lessee, to renew for one year periods up to a maximum of 10 years. Under the guise of this being a lease but for a single year, certain protective contract requirements, particularly those relating to performance bonds were not required. As a matter of law this was in reality a ten year lease under conditions which were not in the best interests of the Indian lessors. The discontinuance of this type of lease contract within the past several leasing seasons has been one of the points of objection raised by lessees who are now required to obligate themselves contractually for the full lease term desired and agreed upon. It, of course, requires a greater degree of advance planning of the improvement and cropping programs. However, it is entirely in accord with sound business and management practices and certainly not a requirement which could be termed anything but reasonable.



The second recommendation is that previous lessees not be granted preference rights to meet high offers or bids except as may occur under the terms of the leasing regulations. Where the lands are owned by adult Indians or minors whose parents in accordance with existing regulations, may negotiate their leases, it is the privilege of the individual owners to select their lessee. When a higher offer is made to such Indian owner, it is his decision whether to give his old lessee the privilege of leasing at the higher offer or if the previous lessee's offer represents the fair rental value, the owners are privileged to lease to the former lessee.

A partial exception to this policy is incorporated in 131.6 of the proposed revised regulations which were published as a notice of proposed rule making in the Federal Register of July 6. This would occur when an Indian negotiates a lease on which the consideration is wholly inadequate. In such a situation the approving officer may find it necessary to advertise the land for lease, and at the conclusion of the advertisement, the Indian owner still has the control over the leasing of his property and may execute a lease to the successful bidder or to any other lessee of his choice. However, such lease must provide for a rental of not less than the highest acceptable bid received at the advertised sale which may or may not be equal to the appraised fair rental value.

Where a lease is advertised to the public, should preference rights exist the bidders must be notified thereof. The existence of a preference right then serves to stifle bidding and eliminates any active competition. A bidder is aware that the holder of the preference right has only to meet his bid and, therefore, he has little chance of acquiring the lease at a bid that is not in excess of the actual value of the lease. Consequently, where preference privileges exist, active competition disappears. For these reasons any preference right works to the detriment of the Indian owner.

Third, it has been recommended that the fair rental value concept be continued as stated in the presently proposed revision of the Secretary's regulations. Sections 131.6 and 131.12 are designed to give more latitude to the field in meeting situations such as those found on the Yakima Reservation at this time. As you know we contracted for appraisals of 275 tracts of land on the reservation to determine the fair rental values in connection with this season's leasing programs. A complete analysis of all of these appraisals compared to the last prior contract rent on the properties has not been reported to us at this writing. Preliminary information shows rather clearly, however, that the average increase is of relative minor consequence and could not reasonably be regarded as the basis for the extent of the objections made by lessees.



Assistant Commissioner Utz's observations regarding the rentals point up the fact that some of the most vigorous protests have been made by individuals whose previous lease contract commitments required extensive improvements to the leased premises; that their present objections to increased cash rentals overlook or disregard the fact that they need to consider improvements made under previous leases as a part of the costs under the lease. It should be obvious that when land leveling, fencing, and construction of water distribution facilities have been satisfactorily completed, the Indian lessors should then be entitled to corresponding increases in cash rentals, which they had previously been required to forego during the continuance of the land improvement program under the lease contract.

The fourth recommendation is that bonds, as provided in the regulations, be required in all cases except where the lease is for one year, and all the rentals and other charges are paid in advance of the cropping season. Part 131.21 of the revised regulations modifies the rigid requirements as stated in the previous edition of the regulations. It not only meets this recommendation but also in accordance with suggestions made by operators on the Yakima reservation, it provides that bonds for the construction of improvements shall terminate upon completion and acceptance of the improvements and, when such improvements represent a value equivalent to the remaining payments due under the lease, the improvements themselves may be accepted as sufficient bond for the remaining term of the lease.

The fifth recommendation is that the power of attorney form, as well as the covering letter transmitting the form to land owners, be carefully reviewed, to be sure that no implication of pressure is being put on the Indian to sign such document. This analysis of the power of attorney form and procedure has already taken place and the Yakima Indian Reservation will continue to exercise care to assure that all Indian land owners may feel complete freedom of choice in the matter.

Finally, Commissioner Utz recommended that the scheduling at the Agency of specific dates and hours for the negotiations or completion of leases be discontinued in the manner in which it had been used in the past. The scheduling of appointments was a sincere effort on the part of the Indian Agency personnel to be of assistance both to the lessees and the lessors in eliminating the necessity for repeated visits to the Agency Office in working out the details of an acceptable contract negotiated by the Indian land owners. This procedure was not intended as some people appear to have construed it as being a proposal that leases would be negotiated by the Agency Staff.



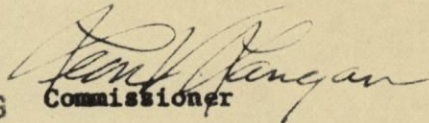
To the fullest extent possible the Agency will continue to try to apportion its time in order to eliminate traffic jams in the leasing department and the resulting long waits for discussions of proposed contracts with Agency personnel. The efforts of our staff in this respect can only succeed to the extent that they are afforded the cooperation of the individuals involved in the lease negotiations.

We are working diligently to expedite the final publication of the revised regulations so that the superintendent may exercise the increased latitude for independent decision that will be permissible when these regulations go into effect.

Sincerely yours,

ACTING

Commissioner

A handwritten signature in dark ink, appearing to read "J. V. Pongan", is written over the typed name "Commissioner". The signature is fluid and cursive.



Telefax

# WESTERN UNION

Telefax



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WW SNB047 GOVT PD=SN WASHINGTON DC 8 109P EDT=

YAKIMA REPUBLIC=

YAKIMA WASH=

1934 JUL 8

36

9 APPROVAL OF A PUBLIC HOUSING LOAN OF \$415.634 WITH INTEREST FOR CONSTRUCTION OF THIRTY LOW-RENT HOMES FOR THE YAKIMA INDIANS AT WAPATO WAS ANNOUNCED TODAY BY SENATORS WARREN&. MAGNUSON AND HENRY M. JACKSON, BOTH D.. WASH.

9 THE HOMES, TO COST \$10,000 EACH, ARE BEING BUILT BY YAKIMA NATIONAL HOUSING AUTHORITY OF THE BUREAU OF INDIAN AFFAIRS. TOPPENISH, HOUSING AND HOME FINANCE



Telefax

# WESTERN UNION

Telefax

181.57

*Page Two*  
AGENCY OFFICIALS TOLD THE TWO SENATORS=  
WARREN G MAGNUSON USS=



WARREN G. MAGNUSON, WASH., CHAIRMAN

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## United States Senate

COMMITTEE ON COMMERCE

January 27, 1967

Mr. Click Relander  
3701 Commonwealth  
Yakima, Washington

Dear Mr. Relander

*Chief*

Thank you for your letter of January 25 enclosing your personal Fact Sheet and photographs of your sculpture on the Indians.

I was very impressed with your work and I think the National Park Service should give your proposal for work on commission close attention. Following initial contact I have forwarded your folder for review by the appropriate NPS officials. As soon as there is a report, I will be in touch with you again.

Kindest regards.

Sincerely,

*Warren*

WARREN G. MAGNUSON, U.S.S.

WGM:ae



WARREN G. MAGNUSON, WASH., CHAIRMAN

JOHN O. PASTORE, R.I.  
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## United States Senate

COMMITTEE ON COMMERCE

February 2, 1967

Mr. Click Relander  
Yakima Herald-Republic  
Robertson Building  
Yakima, Washington

Dear Click:

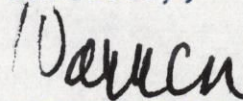
I am enclosing the copy of the Colville termination legislation as requested in your telephone conversation with Carl the other day.

Again my deep appreciation for the fine coverage given the ceremonies on the Yakima Reservation. It was a real pleasure to work with you on it, Click.

Let me know whenever I can be of further service.

Best regards.

Sincerely,



WARREN G. MAGNUSON, U.S.S.

WGM.d

ENCLOSURE



WARREN G. MAGNUSON, WASH., CHAIRMAN

JOHN O. PASTORE, R.I.  
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ROBERT P. GRIFFIN, MICH.

## United States Senate

COMMITTEE ON COMMERCE

February 9, 1967

Mr. Click Relander  
3701 Commonwealth  
Yakima, Washington 98901,

Dear Mr. Relander:

*Click*

Thank you for your further letter of February 6 advising me that the National Park Service has been in touch with you.

The photograph of the completed fountain is impressive. I am sure that when the wind permits turning on the top jet it will be even more so.

Please keep me advised of progress or lack of it in your negotiations, and I will do what I can at the appropriate time.

Kindest regards.

Sincerely,

*Warren*

WARREN G. MAGNUSON, U.S.S.

WGM:ae





IN REPLY REFER TO:

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
NATIONAL PARK SERVICE  
WASHINGTON, D.C. 20240

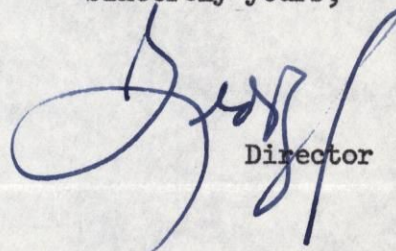
FEB 8 - 1967

Hon. Warren G. Magnuson  
United States Senate  
Washington, D. C. 20510

Dear Senator Magnuson:

We are pleased to acknowledge your inquiry in behalf of Mr. Click Relander concerning a proposed sculptural commission at the Coulee Dam Visitor Center, Coulee Dam Recreation Area, Washington. We appreciate your interest in this matter and will provide you a reply at our earliest opportunity.

Sincerely yours,



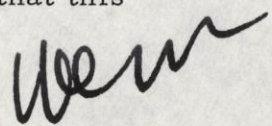
Director

February 10, 1967

Mr. Click Relander  
3701 Commonwealth Drive  
Yakima, Washington 98901

Here is a progress report from George B. Hartog, Jr., Director of the National Park Service. Let us hope that this leads to further contact.

WGM:ae



WARREN G. MAGNUSON, U.S.S.





UNITED STATES  
DEPARTMENT OF THE INTERIOR  
NATIONAL PARK SERVICE  
WASHINGTON, D.C. 20240

IN REPLY REFER TO:

A3815-01

FEB 13 1967

Hon. Warren G. Magnuson  
United States Senate  
Washington, D. C. 20510

Dear Senator Magnuson:

We have reviewed the materials concerning Mr. Click Relander, sculptor of Yakima, Washington, which you recently sent to the National Park Service. Mr. Relander's interest in obtaining a sculptural commission at the Grand Coulee Dam Visitor Center is appreciated.

The development of visitor facilities at Grand Coulee Dam is the responsibility of the Bureau of Reclamation, Department of the Interior. In the past, we have assisted that Bureau in planning interpretive presentations in these facilities and in promoting the integration and coordination of joint information and interpretive services. We believe, however, that the initial appraisal of Mr. Relander's work should be made by the Bureau of Reclamation.

Since this is the case, we are forwarding your inquiry and its enclosures to that Bureau for its consideration.

Sincerely yours,

Assistant Director

February 15, 1967

Mr. Click Relander  
3701 Commonwealth Drive  
Yakima, Washington 98902

Here is a progress report. As soon as the Bureau of Reclamation replies, I will be in touch again.

WGM:ae

WARREN G. MAGNUSON, U.S.S.



WARREN G. MAGNUSON, WASH., CHAIRMAN

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## United States Senate

COMMITTEE ON COMMERCE

February 20, 1967

Mr. Click Relander  
3701 Commonwealth  
Yakima, Washington 98901

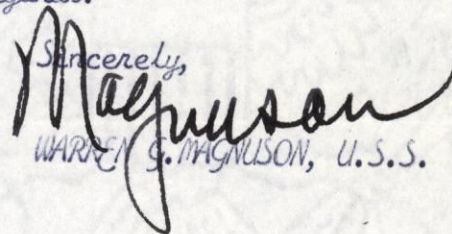
Dear Click:

My thanks and appreciation both for your thoughtful letter of February 15th and the accompanying clippings of so many stories carried in the Yakima newspapers.

To have such excellent explanation and supply of facts given your readers on those subjects which necessarily require so much time and attention here, Click, is most appreciated and rewarding indeed!

I'll continue on the Hartzog matter and keep you informed as to progress.

Best wishes and kindest regards.

Sincerely,  
  
WARREN G. MAGNUSON, U.S.S.

WGM:d



WARREN G. MAGNUSON, WASH., CHAIRMAN

JOHN O. PASTORE, R.I.  
A.S. MIKE MONRONEY, OKLA.  
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ROBERT P. GRIFFIN, MICH.

## United States Senate

COMMITTEE ON COMMERCE

March 13, 1967

Mr. Click Relander  
3701 Commonwealth  
Yakima, Washington 98901

Dear Click:

Your clippings were on my desk upon the return to the office and served as another reminder of the wonderful hospitality on the part of so many friends as yourself Click, during the visit which Jermaine and I had to Yakima.

Best part of such a trip is to have a little time to visit with people and catch up with the growth and improvements which continue to push our area ahead.

Again my thanks for your part in all this, Click.

Best regards.

Sincerely,



WARREN G. MAGNUSON, U.S.S.

WGM.d



WARREN G. MAGNUSON, WASH., CHAIRMAN

JOHN O. PASTORE, R.I.  
A.S. MIKE MONRONEY, OKLA.  
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JAMES B. PEARSON, KANS.  
ROBERT P. GRIFFIN, MICH.

## United States Senate

COMMITTEE ON COMMERCE

May 1, 1967

Mr. Click Relander  
3701 Commonwealth  
Yakima, Washington 98901

Dear Click:

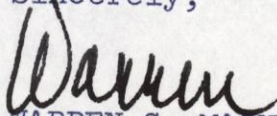
My thanks and deep appreciation for supplying the clippings from both your Yakima paper and the Seattle P.I.

All with whom I have talked have been outspoken in their praise and admiration for the beautiful Indian Art which is displayed.

Without your help, this would have not been possible.

My best wishes and kindest regards.

Sincerely,



WARREN G. MAGNUSON, USS

WGM:dsr







From an original oil painting  
"The Cloister Christmas Morning"  
by  
Warren Grant Magnuson

-10-

*May the spirit of Christmas  
be with you and yours  
throughout the coming year.*

*Warren and Jermaine Magnuson*





Mr. Click Relander  
3701 Commonwealth  
Yakima, Washington



THE MAGNUSONS  
SHOREHAM WEST  
WASHINGTON, D. C.