

PSYCHOLOGICAL MELTDOWN?

Given the actions and comments of those who advocate the Osage Mineral Estate takeover, it seems the pressure is proving to be overwhelming for those who are against the Osage Shareholder (Jech) lawsuit. It's pretty apparent that the natives are getting restless or just plain nervous! As always, in all aspects of our lives, honesty and adherence to the law is the best and most dependable path to take otherwise, we end up in trouble. Here's an example of what happens when natives get restless and nervous:

1. Supporters of the lawsuit have been given referrals by Esteemed Osage Nation attorney and Congressman, Geoffrey Standing Bear. Congressman Standing Bear gave us referrals to the Land of Munchkins and the Wizard of Oz! He's even suggested that we will arrive in "Never, Never Land" just in time to have dinner with Tinkerbelle.
2. On a more professional but equally absurd level, John Red Eagle, Principle Chief issued the once removed "Gag Order" that Gray had in place only to replace Gray's with his own! Now we have "The Red Eagle Gag Order." (What a difference a day makes!)
3. The Osage Nation Attorney General issued an opinion that the Osage Mineral Council is subject to Osage NATION laws therefore are under the Nations Open Records Act and Open Meeting Act.
4. The Osage Nation Congress members are looking into changing the language in some of their work regarding the Osage Mineral Estate. Proposals to Constitutional Amendments are frantically being promised and referred to. Unfortunately these promises and references are coming from the same Congress member who referred us to Munchkin Land, the Wizard of Oz and Tinkerbelle, so this is concerning.
5. Congressman Supernaw is in the "hot seat" due to accused ethics violations. The Osage Gaming Enterprise Board filed an ethics complaint against Supernaw alleging he made libelous statements about the Gaming Board and their Executive Management staff. Supernaw's Notes to the Nation dated March 30 mentioned losses at the Skiatook Travel Plaza of over \$700,000.00.

Is it just me or do you folks agree people are getting "touchy, touchy, touchy" up there on the hill? Read for yourselves the thoughts and views of those who believe that the Mineral Estate belongs to the NATION and should be shared and shared alike. Here are some choice posts made on the OSA Forum. To visit the forum to see all posts go to:

http://www.osageshareholders.org/disc74_frm.htm

"Never Miss An Opportunity"

From: Jenny Miller

Date: 01 May 2011

Comments Having learned to never miss an opportunity, I bring to your attention "Black Dog's" posts entitled: "Osage Tribe does not exist, we are all one."-----If there are any shareholders who have even one doubt that this is the consensus of those attempting to abscond with your settlement award, surely that doubt has left your mind.-----However, if you are still skeptical it would serve you well to go to my website:----- <http://www.jenny2010.com/> ---- Click on the HOT TOPICS link and read the May 1 Newsletter "Reading & Arithmetic."--- Once you have done that and you see your possible settlement amount for ONLY the 1st Tranche, keep in mind that Tranche 2 and Tranche 3 have not been ruled on yet with regard to an amount but they have been ruled as valid and will be paid on top of the amount that Tranche 1 has been awarded which is \$330.7 Million dollars.-----Because you, a shareholder, were swindled out of your accurate royalty payment in past years, the case to recover these monies is known as the Osage Trust Case. When P.L. 108-431 became law, the new government, (the Osage NATION) and Wilson Pipestem blatantly changed the style of the suit FROM Osage TRIBE of Indians (Shareholders, the legal members of the tribe) v. The United States of America TO: The Osage NATION (all for one and one for all) v. The United States of America.-----This unlawful act was initiated so that YOUR royalty income would be paid to the Osage Nation and not YOU.----- Once you come to understand why many of us have been constantly bringing this matter up; you most likely will come to the conclusion that reading the rest of the information provided on my HOT TOPICS page will be worth your time and effort considering several thousand dollars of your money is at stake and attempts to rob you of those funds are occurring before your eyes today.

Osage Tribes does not exist, we are all one people! From: **Black Dog** Date: **01 May 2011**

Comments This Osage Tribe and Osage Nation talk is ridiculous. There is only one Osage Nation. The Osage people have chosen a new form of government and membership. The vestiges of a colonial dominant system that treated Osages as inept and dependent on the US government died with the passing of HR2912 and the new Osage Constitution. As for the shareholders, you still have your "share," don't worry, just realize that tribal sovereignty and the will of the majority has prevailed. All things change!

From: Black Dog

Date: 01 May 2011

Comments Money should be given to the Osage Nation and distributed accordingly. A person with two headrights does not deserve hundreds of thousands while hundreds of Osages receive nothing. This is the white man's way. Very sad.. .

Non shareholders will eventually be shareholders, why would they want to diminish the value of the headrights?

From: Joe Keene

Date: 08 May 2011

Comments All this talk of "non shareholders" having control of the headrights and wanting to steal the headrights makes no sense. A strong headright benefits shareholders and both nonshareholders alike. All the nonshareholders will eventually have shares, so why would they want to jeopardize their future property interest? As for the claim that "non shareholders" should not have voted for the Constitution and government, I say why not, are they not going to be shareholders as well, do they not have a future vested interest in this Nation and its affairs as well? This mentality of "wait your turn" does not work and only breeds dissension between shareholder and nonshareholder alike. Shareholders voted for the new government, you guys spoke, this is what we have.

From: Jenny Miller

Date: 08 May 2011

Comments Mr. Keene: All non-shareholders WILL NOT become shareholders. The only way a non-shareholder will become a shareholder is if they are left a share or portion of a share upon the death of a shareholder.-----As I stated in a couple of earlier posts, it is becoming more clear to me each day that those of you who continue to suggest that you are knowledgeable on these issues are in fact short on several pieces of the puzzle.-----That's ok. This is how we learn.----
--Recall I also stated that "This is a learning process."-----Someone posted earlier that you should read each of the posts for this month. This would serve you well.-----Until people become educated on this 100 year old law, they will not be able to understand that the 100 year old law has been broken.---The concerning part about this is, apparently some do understand it clearly but choose to blatantly outright ignore it as if it went away.-----Some have even told the people that it in fact DID go away.-----The 1906 Act is alive and well.

From: Joe Keene

Date: 08 May 2011

Comments The majority, let's say 95% of people with shares will pass these on to their children, or at least their relatives, do you think is correct? Honestly, most non-Osage shareholders will eventually be shareholders, correct? Do these people not have an interest in keeping the mineral estate lucrative?

From: Jenny Miller

Date: 08 May 2011

Comments NO is the answer to your question. The proof is before us: Johnny, Eddie, and Myron Red Eagle are Shareholders. Galen Crum, Sonny Abbott, Melvin Core and Andrew Yates apparently have some interest in the Mineral Estate. Geoffrey Standing Bear and Kugee Supernaw, both on the Osage Nation Congress are doing nothing to correct this situation and do not support the Shareholder lawsuit. As a matter of fact, Geoffrey posted last month stating "Stay out of the Shareholder funds," or something to that effect. ----Why would anyone be willing to trust these people who are actual holders of shares in the Mineral Estate much less the unknowns who may or may not be beneficiaries?-----The simple fact is, regardless of whether Shareholders would be willing to accept any such scenario is a non-issue.-----The law is the

law is the law. To have non-shareholders vote is illegal.----Illegal means "Break Law." -----
This entire argument is ludicrous really. Shareholders are actually being attacked because they expect the federal law to be upheld. Amazing really.

From: Joe Keene
Date: 08 May 2011

Comments Geoffrey and Kugee are doing something, they want to work it out between the tribe itself and not rely on lawsuits. Again, what do you think about a Constitutional Amendment, legislation, any other ideas besides these lawsuits?

From: Jenny Miller
Date: 08 May 2011

Comments Frankly, the Osage Nation Government has been asked that question and the Chief answered it with Memorandum of Understanding (MOU). This was a WRONG answer.-----
Because of that very wrong answer, the Shareholder lawsuit has gained a lot of support.-----The Osage Nation Government isn't offering anything better and as I stated in my last newsletter, the ball is in the BIA's and Nation's court.-----If they're wise, they'll come to the table and get this thing sorted out once and for all, otherwise, you're apt to see just how credible my assertions about IETAN are.-----This will surely make for an interesting event because that will be when the finger pointing begins and don't think for a minute it won't begin.

From: Joe Keene
Date: 08 May 2011

Comments The Osage Nation government was asked and the Chief's MOU was the answer. Yes, that was the "Executive's" answer, what about legislative, the Congress? How many Congressman agreed with the MOU? Has the Congress offered anything?

From: Jenny Miller
Date: 08 May 2011

Comments Again Joe, it would be good if you would attempt to become more interested in following the federal law (1906 Act). The Osage Nation Congress has nothing to do with the Mineral Council legally; nor does the Executive or the Judicial branches of this new government.-----Just because this new Constitution claims power over the mineral estate doesn't make it so.-----There is no way in the world that the Osage Nation Constitution is going to trump (override) federal law regardless of what the BIA or Wilson, or Jim Gray or Johnny says.-----It is just not going to happen.-----The idea that the Shareholders would even care what the Osage Nation Congress had to say would be ludicrous in itself. The idea that Johnny and Scott were elected by receiving votes from non-shareholders makes them less than powerful over the Tribal Council and the fact of the matter is, the Tribal Council is functioning without their own Chief and Assistant Chief as prescribed for in the 1906 Act. Herein lies the crux of the problem. Not having a Chief and Assistant Chief does in fact diminish the

Shareholder rights which is contrary not only to the 1906 Act but P.L. 108-431 as well.-----
Until you and people like you are willing to be open to facing this fact, we will have a go
nowhere but to court situation.-----The only reason I mentioned Kugee and Geoffrey is
because they are shareholders, they were elected into office and they refuse to face these facts
just as several others.-----

From: Joe Keene

Date: 08 May 2011

Comments But there were "shareholders" who voted for the new government correct? Surely it
wasn't only non shareholders. The thing is, when the 2004 Act passed, all our people now have a
voice. Shareholder and nonshareholder alike, and all of the Osages that will eventually inherit a
headright deserve a voice in the government as well. The Constitution is what you're worried
about, then amend it and get the mineral estate out of it, lobby your congressman.

From: Jenny Miller

Date: 08 May 2011

Comments Sorry Joe. That isn't going to happen either because Shareholders have no concern
whatsoever with what the Osage Nation Congress may or may not think about Mineral Estate
Issues. ----- To lobby the Osage Nation Congress would be a less than prudent thing to do and
if you are actually an attorney working on your Jurist Doctorate you know this better than I.-----
-Are you attempting yet another swindle?-----The only entity that the Shareholders need to
concern themselves with at this point is the United States Department of Interior and the United
States Federal Courts.-----If and when the Bureau of Indian Affairs comes to their senses and
relents to the fact that they have been acting in error, make no mistake, the Shareholders will be
represented by legal counsel.-----No more nonsense is going to go forward.-----Those days are
over.-----Let me be clear. It is not the Shareholders who are guilty of wrongdoing and it is not
the Shareholders who need to find a solution to this problem. That responsibility lies with the
Bureau of Indian Affairs and the Osage Nation.

From: Joe Keene

Date: 08 May 2011

Comments Before the 2004 Act, there was no such thing as a "mineral council", as the tribal
council was the government set up by the 1906 Act. After HR 2912 in 2004 which allowed
Osages to choose their own form of government, the tribal council decided to let all Osages
vote to determine our form of government. The tribal council in 2004 was your voice and they
decided to let this happen. So how can you argue now that federal law was broken, when in
2004 the tribal council which spoke for the mineral council voted for the new form of
Government? You can't have it both ways.

From: Jenny

Date: 08 May 2011

Comments I don't need to have it both ways.----Have a look at the Senate Report on H.R. 2912.---Read P.L. 108-431, comprehend it for what it actually says and then move on.

From: Joe Keene

Date: 08 May 2011

Comments So the shareholder are glad all Osages have a voice in the government and just want the mineral estate separate. Without bringing up federal law, which usually will always defer to the tribe in internal disputes, what are your suggestions besides the lawsuit? I want to hear concrete actual answers.

From: Jenny Miller

Date: 08 May 2011

Comments What you want with regard to answers is no concern of mine. You clearly have no intention of opening your mind and letting knowledge in anyway.-----Frankly this little chat has gone on long enough.-----You don't "get it," you don't want to "get it," and you are not going to "get it"----- (Not unlike those running this new government).-----As a result, the biggest fear and the biggest shame will be when all the walls come tumbling down and the new government is no more.-----This is a very likely outcome just as it has happened with previous constitutional governments for the Osage.----- If and when this happens, the blame can only be placed on those who chose to not follow federal law.-----If you really think your scenario that the federal courts are going to rule that H.R. 2912 changed the 1906 Act., you really need to go to my website's HOT TOPICS page and read the U.S. Senate Report on H.R. 2912 and the U.S. House of Representatives Report on H.R. 2912. These reports are what the Senate and House based their voting decisions on.-----CHANGES IN EXISTING LAW: "In compliance with subsection 12 of rule XXVI of the Standing Rules of the Senate, the Committee finds that the enactment of H.R. 2912 will not effect any changes in existing law."-----

<http://www.jenny2010.com/>

From: Joe Keene

Date: 08 May 2011

Comments If you're relying solely on the federal courts, you're in for a rude awakening. Yes, I read 2912, and it stated that the Osage Tribe can choose its own form of membership and that the mineral estate will not be diminished, which has happened. The bottom line is, the Osage Nation owns the mineral estate, and the shareholders are a part of the Osage Nation, correct? Or at least the ones that choosed to be. So you do have a say in what goes on with the mineral estate, and the idea that nonshareholders do as well is something the shareholders will have to get used to. We cannot live in the past forever!

From: Jenny Miller

Date: 08 May 2011

Comments My goodness!-----I sense a little irritation there.----Now unless I'm mistaken, it was you that furnished the scenario regarding (If the federal court decided that H.R. 2912 did change the 1906 Act). I merely directed you to documentation that would suggest that the federal courts won't rule such nonsense.-----With regard to your statement indicating that federal courts can't be relied upon and your very own confession that that the mineral Estate had already been diminished; I'm thinking this was probably someplace you really didn't wanted to go. (I think?)-----But anyway it seems you are starting to "get it" so all in all this has been time well spent for me.

ONE MORE TIME!

From: Jenny Miller

Date: 09 May 2011

Comments Ok. This is my final attempt to help you to understand. Frankly I'm only going to take the time to do this because I'm completely aware that we have people out there reading this forum who are interesting in learning the truth and the facts. That being said, I want to also inform the readers that this guy isn't as dense as he would like you to believe. On the contrary from what I understand he is an attorney, as is Wilson Pipestem, as is Amanda Proctor and as is Geoffrey Standing Bear as is Kirk Kickingbird; all of whom do not support the Shareholder's Lawsuit for various and sundry reasons of which are not in the best interest of the Shareholders, their heirs or assigns. I would also point out that Mr. Keene is not only educated in the field of law but he is also a close family member of Johnny, Eddie and Myron Red Eagle, which should help you to better understand why he continues to take up space on the forum with his nonsense.-----NOW-----Mr. Keene: I need you to try to wrap your head around the fact that H.R. 2912 is now P.L. 108-431. This Act did NOT overturn anything about the 1906 Act. All the Act did was CLARIFY and RE-AFFIRM the right and authority of the tribe to craft its own membership and form of government IF THE TRIBE CHOSE TO DO SO. There are no mandates involved in the Act and the only purpose of the Act was to allow membership to non shareholders for OTHER PURPOSES. NOT PURPOSES OF THE OSAGE MINERAL TRUST/ESTATE.-----Furthermore as I have pointed out over and over and over the Senate and Legislative reports clearly state that: "In compliance with subsection 12 of rule XXVI of the Standing Rules of the Senate, the Committee finds that the enactment of H.R. 2912 will not effect any changes in existing law."----- Therefore your assertion that H.R. 2912 changed the 1906 Act is incorrect. Your assertion that non-shareholders had a right to vote in the Constitutional Referendum is incorrect because the 1906 Act is and was still in effect, declaring the legal VOTING members of the TRIBE at that time as SHAREHOLDERS ONLY.----- (A note to the serious people): A documented facts regarding this issue can be found on the HOT TOPICS page of my website: <http://www.jenny2010.com/index.html> -----Also, the website especially created for the Protection of the Mineral Trust is at: <http://osagemineraltrustprotection.com/faq.html> -----I'm available any time to answer questions: 918-260-5712 -----E-mail: jenny2010@cableone.net

From: Joe Keene

Date: 09 May 2011

Comments

I would argue that you have to look at the purpose of a law and what it is intended to accomplish. The 1906 Act determined our membership, and HR 2912 allowed the tribe to determine our own membership. This clearly gives the tribal council the ability to determine "who is Osage" on their terms, totally ignoring 1906. Furthermore, many shareholders voted for this new government as well, so how can they say they do not have a voice? Can you answer me that?

From: Jenny Miller

Date: 09 May 2011

Comments

Geeze! Are you really an attorney or are you the Attorney's 3 year old son? Do your parents know you're playing on the computer?-----Here's the deal. It make no difference who the 31st Council Represented at all.-----Sure. The 31st Council instigated this charade and they pulled it off with success. However, they weren't as smart or as powerful as they thought they were and neither are those in power today.-----Reason being, as I continue to say over and over and over again, the 31st Council, the Osage Nation Constitution or any other entity drummed up by the Osage government does not and will not EVER trump federal law and the 1906 Act is federal law. It has been for 105 years and it WILL be tomorrow. Now try really, really hard to understand this statement: The only legal voting members of the Osage Tribe were Shareholders at the time of the Constitutional Referendum therefore, the Shareholders were the only legally eligible people to vote for or against the Constitution.-----BUT ----- You state yourself on many occasion that non-shareholders voted which they in fact did, making the whole fiasco illegal.-----In short, the voting process implemented for the Constitutional Referendum was in violation of the 1906 Act thereby rendering the whole charade illegal

From: Joe Keene

Date: 09 May 2011

Comments

The tribe became the "Nation" after 2912. There is only one Nation, this "Nation" "tribe" talk makes no sense. Yes, Osages who were a part of the tribe before 2912 still have their mineral right, but that doesn't mean the "tribe" as you see it still exists. We are one Nation now.

From: Jenny Miller

Date: 09 May 2011

Comments

Wrong.-----Not one single thing happened or was changed after H.R. 2912.-----The TRIBE was the TRIBE was the TRIBE.-----It wasn't until March 11, 2006 when the Constitutional Referendum was held and voted on by shareholder and non-shareholder, that any mention of the

NATION came into play and that is clearly stated in the Osage Nation Constitution which states in Article I – “The Tribe shall hereafter be referred to as The Osage Nation, formerly known as the Osage Tribe of Indians of Oklahoma.”-----Oh really?-----P.L. 108-431 was signed by George W. Bush on December 3, 2004 and it clearly stated on the day it was signed: “Today (12/3/04) only Osage Indians who have a headright share in the mineral estate are “members” of the Osage Tribe.-----The Senate and the Legislature passed the Bill and the President signed it into P.L. 108-431 knowing full well that the Osage Tribe was still in tact and consisted of Osage Indians who had a headright share in the mineral estate.-----On December 03, 2005, three referendums were held regarding a new form of government. Shareholder and non-shareholders were allowed to vote. Non-Shareholders were not legally eligible to vote but they did vote. The vote was for three options regarding a form of government. (Strike one) ----- When the Constitutional referendum was voted on, on March 11, 2006, to pass or not pass, non-shareholders who were not legal eligible voters, voted illegally. (1454 yes votes and 728 no votes) (Strike two) ----- On June 5, 2006, the election for Chief, Assistant Chief and Congress was held. Shareholder and non-Shareholders voted here as well and there was no election for a Chief and Assistant Chief for the Tribal Council because that right was disregarded as was the 1906 Act.-----On top of that, Gray and his crew went on a membership drive prior to these elections sending out hundreds of thousands dollars worth of pamphlets encouraging every Osage across the country to sign up for membership.-----Hence, those who post that some of us are just now showing up – it was at the encouragement of the new government so wallah! Here we are.----- My point is that not only were the Shareholders out numbered from the onset but great effort and monetary investment was made to rally even more non-shareholders to come and vote! At any rate, Gray states in a news article on February 4, 2005: “Sovereignty/Independence Celebration held to celebrate the passing of H.R. 2912. H.R. 2912 allows the tribe to set its own tribal membership criteria and add as many as 8,000 new members to its voting rolls.”-----Another interesting bit of information I’ll share is that on November 27, 2006, Gray addressed the Osage Nation Congress and in his address he states: “I don't know if this is the collective will of the Minerals Council, but I understand there is a certain message we can send around that Congress has no control over the trust assets of the nation, and that certainly includes the property that we are standing on, right now. The villages, various restricted properties, trust assets, including whatever casinos may be sitting on those properties.” (A matter of record by the way). So those who disagree with me that the “Hill,” and the Reservations belong to the TRIBE (Shareholders/Trust) may want to rethink their stand on the subject. The 1906 Act is clear on the matter as I have stated in the past.

Contrary to popular belief

From: Biscuits and Gravy

Date: 09 May 2011

Comments We can see Jenny Miller bring up all kinds of legal precedents and other miscellaneous information; but the lawsuit and its impending doom when heard by the federal courts is cut and dry. For any of her argument to hold any weight in a court of law, there would have had to BE NO SHAREHOLDERS VOTE TO APPROVE AN OSAGE CONSTITUTION IN 2006. But this wasn't the case, and therefore makes her entire argument invalid. You can't

have shareholders supporting a reformation of the Government and then turn around and state that it wasn't legally valid. And as far as people stating that they didn't realize that was the way it was, well you had a Tribal Council that had approved of the transition to our own form of Government, just because you and other shareholders don't approve doesn't make the passage of the Constitution invalid in a court of law. It's simple really, the Tribal Council represented all shareholders then and voted to have a new form of Government, case closed. It doesn't get any simpler than that.

From: Jenny Miller

Date: 11 May 2011

Comments Sorry to disappoint of all things “Biscuits and Gravy” but thanks to your prediction and assessment of this heist, you contradict yourself so I have no need to quote case law. I’ll just quote you.----- You lay out the simplicity of this situation stating that the “Tribal Council approved the transition on our own form of government.” and that “the Tribal Council represented all shareholders, case closed.”-----Well if this is the way it worked then why were there 3 Referendums held on November 19, 2005 regarding different forms of government on November 19, 2005? Why did they all mighty Tribal Council bother to have a Constitutional Referendum on March 11, 2006?-----I mean, if the 31st Council had the power to make these history breaking decisions on their own, why bother with taking it to a vote of anyone at all? Shareholder or non-shareholder?-----If it was as simple as you suggest, all they had to do was change everything, put into office whoever their brilliant minds thought would be equally corrupt and move forward with the 4th Reich without all this dissention among the people.----- That is basically what we have now anyway.-----Daily, some of you prove to the reading public what is down the road for the Osage Tribe.-----Socialism and a Dictatorial Government. Case closed.

Part of the Administrative Record at BIA From: **G. StandingBear** Date: **09 May 2011**

Comments Do you want to see what the Jech plaintiff's will find when they finally pursue the Administrative Procedures Act process and review documents in the file at BIA? They will see things like this: "Section 9 of the 1906 Act was amended again by the United States Congress by the enactment of HR 2912 which was signed into law by the President of the United States of America on December 3, 2004 as Public Law No: 108-431. This law says: Notwithstanding section 9 of the Act entitled, `An Act For the division of lands and funds of the Osage Indians in Oklahoma Territory, and for other purposes', approved June 28, 1906 (34 Stat. 539), Congress hereby reaffirms the inherent sovereign right of the Osage Tribe to determine its own form of government. Significantly, this law of the United States Congress authorizes the federal government to assist the Osage in an election on changing the government of the Osage people to a form of government voted on by the Osage people. That provision says: Elections and referenda.--At the request of the Osage Tribe, the Secretary of the Interior shall assist the Osage Tribe with conducting elections and referenda to implement this section. Therefore, it is clear that federal law contemplates the Osage Tribe will conduct an election to change its form of government, and the Department of the Interior, Bureau of Indian Affairs will assist in the process. What is not stated is who votes in the election to change the form of the Osage

government. The federal law does not have a voting age requirement or any mention of whether the election is only for Osage headright owners. The law simply states the Osage Tribe is to determine its own form of government. The answer to who is allowed to vote can be found in the language of the law HR 2912 which recognizes, "the inherent sovereign right of the Osage Tribe to determine its own form of government". The only meaning which can be given to this sentence is that the Osage Tribe has the right to determine the process to reorganize its government. After passage of HR 2912 the process of voting and determining the Osage form of government could only be authorized by the federally recognized government of the Osage Tribe and this was the Chief, Assistant Chief, and Tribal Council as authorized by the Act of 1929. This is the government elected only by the Osage Indian headright owners of voting age. The Chief, Assistant Chief, and Osage Tribal Council did set out the process for determining the new form of the Osage government. Important Osage tribal actions on the process of changing the form of the Osage government are recorded in the enactments of Osage law by Resolutions of the governing body of the Osage Tribe. On July 2, 2002 Resolution No. 31-46 amended Osage law to extend membership in the Osage Tribe to any Osage who had issued to them Certificate of Degree of Indian Blood (CDIB). No longer was ownership of a headright interest a requirement for membership in the Osage Tribe. Resolution No. 31-291 enacted on May 9, 2003 reaffirmed this change in Osage Tribal law. Further ratification of this change occurred in Resolution No. 31-1114, enacted on May 18, 2005. An election was held under the authority of the Osage Tribal Council, the governing body of the Osage Tribe. Voters in this election were all members of the Osage Tribe, regardless of ownership of a headright interest. On March 11, 2006 the 31st Tribal Council, the Principal Chief, and the Assistant Chief of the Osage Tribe said they "do hereby certify the adoption of this Constitution, duly ratified by a vote of the Osage People on March 11, 2006, and declare this Constitution to be the fundamental law of the Osage Nation." After announcing the formation of the new government, the Chief, Assistant Chief and Osage Tribal Council passed Resolution No. 1532 which approved new Election Regulations for the Osage Government Reform Election and by passing Resolution No. 31-1533 which stated that elections should go forward for Officers of the "newly reformed Osage Nation Government" and that the registered voters will be all the enrolled members of the Osage Nation who have attained the age of 18 years."

Re: Part of the Administrative Record at BIA From: **Jenny Miller** Date: **09 May 2011**

Comments According to Geoffrey, what the attorneys' will see is: P.L. 108-431 (2) GOVERNMENT.—Notwithstanding (in spite of) section 9 of the Act entitled, “An Act For the division of lands and funds of the Osage Indians in Oklahoma Territory, and for other purposes”, approved June 28, 1906 (34 Stat. 539), Congress hereby reaffirms the inherent sovereign right of the Osage Tribe to determine its own form of government.----- (I understand this to say that in spite of section 9 of the Act entitled, “An Act For the division of lands and funds of the Osage Indians in Oklahoma Territory, and for other purposes”, nowhere do I see any indication of an amendment to the 1906 Act. I do however see where the Senate and Legislative Reports clearly state that the passage of H.R. 2912 would not effect any changes in the 1906 Act.-----Can you produce the amendment or direct us to where we may find an amendment on this matter or is the BIA holding it for safe keeping?)----- According to Geoffrey: “What is not stated is who votes in the election to change the form of the Osage government. The law simply states the Osage Tribe (only Osage Indians who have a headright share in the mineral estate) is to determine its own form of government.”----- (My point: Since it is clear to you that federal law contemplated that the Osage Tribe would conduct an election to change its form of government, I would suggest that it's clear to me that the federal law contemplated that the Osage Tribe (Shareholders) would vote to determine its own form of government which is so stated in the law itself.)----- According to Geoffrey: On July 2, 2002, the 31st Tribal Council passed Resolution No. 31-46 which amended Osage law to extend membership in the Osage Tribe to any Osage who had issued to them a Certificate of Degree of Indian Blood (CDIB) card. (2 years and 6 months prior to H.R. 2912 being signed into law?)---- Resolution No. 31-291 was enacted on May 9, 2003 by the 31st Council. 31-291 reaffirmed this change in Osage Tribal law. (1 years and 8 months prior to H.R. 2912 being signed in to law?)----- Further ratification of this change occurred in Resolution No. 31-1114, enacted on May 18, 2005. (further ratification 6 months after H.R. 2912 became law).---For the 31st Council to pass Resolutions having to do with changing membership in the Osage Tribe EVEN prior to the passage of H.R. 2912 is without a doubt contrary to the 1906 Act. Once again, complete disregard for federal laws and the arrogance that flows from such actions is pitiful.---- To have the audacity to actually think that this slip shod government and the one prior to it would override federal law is honestly laughable.-----Truly amazing.

Re: Cherokees grow and We fight From: **Jenny Miller** Date: **10 May 2011**

Comments 76.203.131.14: If you are asking that in all seriousness, I'm happy to answer. I recall however, that you posted to Catherine to let her know that you and your son supported this new government which is fine, I just didn't want to cause a problem. It seems that those who support the goings on in this government get angry when they're faced with the truth.----- Since others are responding with the same question, here it goes:-----It was just reported last month that over \$700,000.00 was unaccounted from the Skiatook Travel Plaza. The Skiatook Travel plaza is a small convenience store in Skiatook which also has an Osage Casino on the property. This type of information is the status quo with this government. There is always money missing and the sum is generally well over \$10,000.00. -----Another reason, which can

very easily be behind thousands of dollars continually being unaccounted for, is the IETAN Story.----- Wilson Pipestem, Attorney and owner of IETAN Consulting firm (a lobbying firm in Washington, DC), was brought into the Osage Nation circle when Jim Gray was Chief at which time all of this corruption overcame the Osage Tribe/Nation resulting in all of this animosity. Pipestem is still in the picture, advising Johnny Red Eagle on what to do and when to do it, hence the Memorandum of Understanding (MOU) that the Shareholder's are up in arms about (rightfully so). Wilson can also be credited with H.R. 2912, the Constitution, and everything else that has gone wrong with the tribe to include our having 3 of our most lucrative casinos on Non Trust Land and the Tribe paying damages over 7 million dollars to a construction company that had been contracted with in to build the Casinos in Tulsa and Sand Springs (2 of the ones on Non-Trust Land).-----By the way, we are very apt to lose these casinos on Non-Trust land because it is illegal and they never should have been built in the first place.-----To support my post on these matters, go to my website at the HOT TOPICS page and be sure to read all of the newsletters and documents. Newsletters regarding IETAN are: "I SPY," "WHO DONE IT," AND "NEWS FLASH" plus there is a separate article entitled THE IETAN STORY.-----This is big business and we aren't just up against small town players, we're up against Washington thugs and they have infiltrated the BIA, the Capitol, the White House and all points in between. See: <http://www.jenny2010.com/>-----Additionally to your question regarding the Cherokee's doing well, IETAN is paid mega bucks to keep smaller tribes like the Osage out of the gaming business if at all possible, hence our 3 largest Casinos being on Non-Trust Land, 7 million dollar damage payments and unaccounted for money.

Osage News Article Re: Attorney General/Mineral Council **From: Jenny Miller**
Date: 11 May 2011

Comments A news article has been placed in the Osage News Online regarding the Osage Nation's Attorney General, Jeff Jones, issuing an opinion that the Osage Mineral Council is subject to the Open Meetings Act and Open Records Act. I've received a few calls from concerned Shareholders.-----I personally see no major ground shaking news with regard to this article. This by now should be a typical day in the life of Osage Shareholders.-----It is clearly known to us and the rest of the coherent world outside the walls of the Osage Nation, that the Mineral Council in reality is nothing more than a fantasy that was dreamed up when the Osage Nation Constitution was written in 2005-2006.----Nothing has changed really.-----The Attorney General is going by Osage Nation Law which is what he signed on to do. He can't help it if Osage Law has no bearing or authority over Federal Law.----- Once again, nothing more than a charade in fantasy land making itself available for us to use in the courtroom.---We can thank them for that. -----Keep in mind Shareholder's, we're dealing with titles such as Nation, Tribe, Mineral Council and Tribal Council.-----Federal Law recognizes Tribal Council and has for 105 years and has not changed --- This is the whole gist of the lawsuit, federal law has been broken and the rights of shareholders have been diminished because of it.----- This opinion from the Attorney General is just another feather in our caps! Yeah! No harm, no foul.--
-----See article at: ----- <http://www.osagenews.org/>

From: G. Standing Bear
Date: 11 May 2011

Comments While I fully understand your apprehension and believe there needs to be a solution, I must respectfully disagree with your opinion that the AG opinion is not based on any law. The United States Congress did in fact declare that the Osage membership may redefine their form of government. As federal law recognizes the right of a tribal governing body to declare its own membership, and the 31st Tribal Council declared all persons on the 1906 Act Roll and all of their descendants to be members of the Osage Tribe, regardless of ownership of a headright share, and those members voted to change the form of government, the deed was done. The Executive Branch of the federal government recognized this change as do a majority of the membership in the Osage Nation. The change was real. Ignoring reality will not result in any change of the situation. Osage headright owners who want to change the Osage Constitution should work at changing it. To dream that the 1906 form of government still exists is pure absolute fantasy. Anyone who walks in the buildings of the Osage Nation has seen that fact for five years. In the real world that we see, hear, and touch, during the past five years there has been no Osage Tribal Council office, no employees, no elected officials, no furniture, no signs, no equipment, no letters, no documents, no Resolutions, no BIA contact, no tribal member contact, no telephone, in sum, absolutely nothing for anyone to show the existence of the 1906 form of government. It is somewhat concerning that a minority of our Osage people decline to participate in their government because of a belief the real world does not exist and they would rather pretend another world exists which no one can see.

From: Jenny Miller

Date: 11 May 2011

Comments Once again, a misinterpretation of what you read. I recall you interpreting “notwithstanding” to mean “Amended” while I interpret “notwithstanding” to mean “in spite of.” Such differences in the meaning of words can certainly affect our ability to comprehend.----
---I would point out to you that nowhere in my post regarding the Attorney General’s opinion did I say or even suggest that his opinion was not based on any law. I clearly stated that his opinion was based on Osage Nation Law which is what he signed on to do. Perhaps you subconsciously disregarded Osage Law to be “not any law.” -----With regard to your observation regarding some of us failing to believe the real world exists and my observation that some of you are living a fantasy, we can conclude that the situation will become even more interesting as the days go by.-----Thanks for the input.

Pretty Scary Stuff..... From: **Jenny Miller** Date: **11 May 2011**

Comments Geoffrey, you really are not making any sense.----Your entire post is NOT contradictory to what we, (in our failure as you suggest) to live in the real world have been saying for nearly 6 years. Actually what you say in your post is completely in support of the Shareholder’s (Jech) Lawsuit.-----We are completely aware that there is no sign of the 1906 form of Tribal Government, we know there are is no Osage Tribal office, no employees, no elected officials, no furniture, no signs, no equipment, no letters, no documents, no Resolutions, no BIA contact, no tribal member contact, no telephone, in sum absolutely nothing for anyone to show the existence of the 1906 form of government.-----This is why there is a lawsuit for heaven sake! All of these things you mention have been stripped from the Shareholder causing

their rights to be diminished which is completely contrary to not only the 1906 Act but P.L. 108-431 as well. ----You act as though because EVEN YOU have been stripped of your rights as a shareholder, it's OK because this asinine new Constitutional Government says it's OK. -----
---- One day, when you're old and gray, you'll thank those of us who have fought the good fight.

Learn the basics first **From: G. StandingBear** **Date: 12 May 2011**

Comments Absolutely no one in the Osage Congress, nor the Chief, nor the Assistant Chief has ever, ever, said they were going to steal anyone's headright! That is nonsense made up by a few persons who post here and who lost their election for Chief or Osage Congress or are just total liars. They are trying to make a name for themselves by making up this nonsense. It is very sad you would believe these losers. 10 of the 12 Members of this Congress are headright owners. One Member has 4 headrights. I am the former Assistant Chief of the 1906 Act Osage Tribal Council. We also know that a headright is private property and all restricted Indians property are protected by federal law! I thought everyone knew that but you sure didn't but now you do.

From: G. Standing Bear **Date: 12 May 2011**

Comments And, while you are looking for the 1906 Osage Government be sure to stop by the Land of the Munchkins. While you are waiting for the Wizard of Oz to grant your wish, I and many other Osage headright owners will continue our work to protect our Osage headrights and our Osage Mineral Estate.

From: Jenny Miller **Date: 12 May 2011**

Comments Consistently and continually those who are in support of the Osage Mineral Estate takeover have proven themselves to be unprincipled and without integrity. When they post their opinions regarding the 1906 Act, P.L.108-431 and the Osage Nation Government; they have been increasingly self defeating to the point it is becoming monotonous. ----- Because it is evident (especially these past three 3days) that pressure is building against our opponents, we are witnessing what appears to be a meltdown.----- The more they post, the deeper into hot water they get in their effort to convince the reader that their opinions are correct.----On the contrary, they continue to make statements that actually support the ideas behind the Osage Shareholder (Jech) lawsuit. Because their opinions are short on facts, we see their ideas come full circle back to how just plain wrong their actions really are.-----Now, it is clear, that they are tired. So tired that they have resorted to suggesting that anyone who isn't a Shareholder is simply insignificant and anyone who hasn't participated in Osage traditional activities is incapable of forming any sort of opinion.-----Frankly, we have been overwhelmed with those who are shareholders and those who have been to the sweat lodges, who are "spiritual," who attend the Native American Church and who dance the traditional dance every time they get the chance and look where those people have taken us.-----My reasoning, my opinions and my

support of the Osage Shareholders Lawsuit on the other hand is based on principle and on the law. Not once have I wavered, nor will I cease to continue to inform the public to the best of my ability of the true facts regarding the Takeover of the Osage Mineral Estate.----- As we see actively today, the Natives are getting restless hence retaliatory posts and newfound language for Osage NATION Resolutions regarding the Mineral business. Very interesting.

From: G. StandingBear **Date: 12 May 2011**

Comments To believe in a case that has been dismissed from the federal court and to ignore the real avenues of change is the incorrect strategy. The Jech case was dismissed because the Plaintiffs did not follow federal law. The Magistrate and Judge did not even start on the many other reasons the case would have failed because they did not need to. Even if the Tenth Circuit Court of Appeals finds that the Judge was wrong in dismissing the case, which is unlikely, the procedure would be to then send the case back to the Judge who will then hear the other reasons the case should be dismissed. Now, if we assume the Jech Plaintiffs get every reason not to dismiss reversed, that means the District Court will hold a trial or invite Summary Judgment briefs. Then, the losing side can again appeal back to the Tenth Circuit. All this action will take up to 4 years. Then the losing side can take it to the U.S. Supreme Court. That is another year or more. However, if the Tenth Circuit upholds the District Court then the Jech case is over but they can bring another lawsuit or Amend their District Court lawsuit after they have followed the Administrative Procedures Act and appeal first through the BIA. That path also will take up to four years or more. But, there is really no need to wait for the end of this several year fight because the Jech case is a real loser. In the meantime, many of us are working for constructive change. No, we are not going to propose the revival of the Osage Tribal Council. We will propose the Chief and Assistant Chief be taken out of the leasing and all minerals business because it is possible for a non-shareholder to be Chief or Assistant Chief. We will propose to delete any reference to the Osage Minerals Council as an Agency of the Osage Nation. We will propose taking out all language which says the Osage Nation owns the mineral estate. We will leave the Minerals Council under the sovereign authority of the Osage Nation to protect them from lawsuits and taxes by the State of Oklahoma but make it clear the Osage Congress and Chief and Assistant Chief have no authority over the Minerals Council, our headrights, or oil, gas, or other mineral production. Watching a few people wait around for a case which has already been dismissed and which has no chance any way it goes, is just amazing. These are the same people who actually believe there is still a 1906 Act form of Osage Government even after all evidence of that form of Osage Government vanished five years ago. I'll bet ten years from now there still will be people who believe there is a 1906 Act form of Government in existence. Some of my grandchildren by that time will certainly have stopped believing in Santa Clause. To those Osage who still believe there is a 1906 Act form of Government and the Jech case will make it miraculously appear again, I can tell you that the next stop on your train ride is Munchkinland and you will be arriving in Never Never Land just in time to have dinner with Tinkerbell.

Re: Protecting our mineral estate update

From: Anonymous Poster

Date: 12 May 2011

Comments A bit huffy today aren't we... again, why should anybody trust anything coming from this Nation? The post was about trust and your (the Nation) lack of credibility in that area. --- Just what is your (-you-) problem with the Jech litigants, because your protests don't make any sense. Why not just let them pursue their remedy while you pursue yours? A shot gun approach to saving our assets seems far smarter than putting all your eggs in a Galen/Sonnyboy amendment basket. Hell, anybody knows, when you can, you pursue multiple avenues to the same end... that's common sense. Now, granted common sense is something in exceedingly short supply on the hill but, common on. Not one dime of your headright money has gone to fund the Jech case so what is your problem with them/us seeking protection from YOUR Nation as best we can? It's time to realize it doesn't matter what YOU think about the Jech case and making fun and calling names does nothing but put you, personally, even farther into the category of untrustworthy Osage politicians you're surrounding yourself with. --- The Jech case at this point is a matter of private litigation so what do you care what they/we spend? All we want is the Mineral Estate separated, completely, and our representation un-maligned, as was the demonstrable intent of congress when they passed HR2912... it's in the congressional record. As an "award winning" attorney you should know demonstrable intent trumps after the fact interpretation. --- Such protest about private litigation begs the questions, why are you so scared of it? What's it going to cost you? Because you certainly seem to have a horse in the race and I can't believe it all just ideology. --- Ideology is fine but not at the expense of my asset, control of my assets or my representation. --- Do you care to address the whole trust question I brought up or do you find it best to ignore and hope it dies? I mean you're the one trying to sell this I would think addressing a matter of trust would be first on your list. In addition, I would like an answer about why you're so vehemently opposed to shareholders seeking to remedy the same problem, in a different venue, you are trying to address?

No one can or will hijack the settlement

From: Osage in Calif.

Date: 12 May 2011

Comments No one will hijack the settlement. And I say so with confidence. To many people who have there people already watching this site and are ready to bounce. And I say this because there are to many with real money who will go at length to protect what is rightfully theirs. :)

From: Jenny Miller

Date: 12 May 2011

Comments Osage in California.----This is good to hear but we really need you to advocate the financial support of the Shareholder (Jech) lawsuit now as opposed to later.-----Many continue

to say things like "let em touch it" or "if they do it'll be hell to pay" etc.,etc. Unfortunately, that doesn't get the job done. We need to stop it before it happens. ---- We have to accept and educate other Shareholders that we aren't dealing with small time crooks, we're dealing with the big boys in Washington who are using these small town wannabes to pave the road by carrying out their deeds such as changing their minds and rescinding the 50K toward the Shareholder lawsuit and voting in a manner that will help to assist in the takeover. It is my suspicion that those who have made 180 degree changes in their thinking now that they have been elected, likely have been paid under the table to do so and now blackmailed.-----This is how the system works.----- Keep in mind, this scam wasn't invented on the hill in Pawhuska, it was invented on the hill in Washington D.C. The BIA, the Senate Committee on Indian Affairs, the Congress and even the White House have employees coming in and going out of IETAN Consulting, managed by Wilson Pipestem.----- This is a racketeering situation that is well known and practiced in D.C. and similar scams have been experienced by other Native American Tribes. Please don't wait to financially support the lawsuit. This threat is serious and big requiring action with no room for procrastination or complacency. ----- Pay Pal payments can be made at -----<http://osagemineraltrustprotection.com/action.html> -----or mailed to: Barrow & Grim, P.C., Protection of the Osage Mineral Trust, 110 W. 7th, Suite 900, Tulsa, Ok 74119-1044

Re: No one can or will hijack the settlement

From: Kate

Date: 12 May 2011

Comments Oh really, then what happen to our Chief and Assistant Chief positions of the Minerals Council. Do you realize that there was 2 billion on the table for the Osages then when Jim got into office and hire Pipestem it's down to maybe 300 million.

Re: No one can or will hijack the settlement

From:

Date: 12 May 2011

Comments With all do sincerity and respect, their where plenty that said the same thing about the constitution and the process that developed it. I can't count the number of times during the constitutional hearings I heard "they can't take our Mineral Estate. It'll never happen." The belief, while heart felt and genuine, that "they can't do it cause we're watching." didn't pan out to well.

Protecting our mineral estate update

From: G. Standing Bear

Date: 12 May 2011

Comments This is an update for Osage headright owners, Kugee and I met with Galen Crum and some other Council Members this week on amending the Osage Constitution to further protect our mineral estate. As a result I am redrafting ONCR 10-27 which I introduced last year. You may remember this Resolution which is titled: A resolution to provide for an election to amend Articles XV of the Constitution of the Osage Nation to delete the existing language in its entirety and to replace Article XV with language recognizing the supremacy of the Osage Minerals Council over the Osage Mineral Estate. Some of our Minerals Council believe the substitute language did not go far enough and parts of it would confuse some of our voters. After meeting this week we took an approach of deleting all language out of that Article which refers to the Osage Nation as the owner of the Mineral Estate and gives the Osage Nation power over the Minerals Council. Right now the Osage Constitution calls the Minerals Council an Agency of the Osage Nation thereby placing it under the laws and rules of the Nation. The new language will be drafted and then distributed to the entire Minerals Council for comment. Then, the final version will be submitted to the Osage Congress and then we have to push it through that system. As soon as I get the comments from the Minerals Council I will find a way to get it posted somewhere.

Re: Protecting our mineral estate update

From:

Date: 12 May 2011

Comments Ignoring for the moment the important Jech lawsuit that every shareholder needs to be behind... Geoff, your forgetting the Nation has lost the trust of the people. You (the Nation) lost this trust and despite what you on the hill believe nations run on trust. I don't understand why you seem so perplexed by this. Our elected leaders have made a habit of promising one thing and delivering something unrecognizable. They have gone as far as changing the constitution at the last minute before ratification. They have promised, to U.S. Congressmen, there would be no change to Minerals representation, then went back on their word. They have promised to eliminate nepotism yet every extended relation works in some managerial capacity somewhere or have applied to be somebodies legal council. You have promised to eliminate waste and you buy everyone an IPAD and pour money down some damn statue nobody wants. You promise open meeting then you trot folk like Rod Hartness into executive session to cut deals with the LLC and Mineral Estate. You promise to respect the Mineral Estate then try to get MOUs passed that strip it of any and every authority. You claim ownership of our (the shareholders) Kansas land... think about how long this list could go on. **THINK ABOUT IT!** --- Now can you tell me why any shareholder should trust anything that anyone from the Nation or any of the Nation Boys on the Minerals Council says? Please? Seriously, what has the Nation ever done that says we can trust anything they may purpose? --- You even have people in your little "amendment cabal" that ran on the promise of protecting the shareholders then lobbied insistently...insistently... for that damn MOU till they got it and saw the ire of the shareholders and had to turn tail and run. So why would we trust anything they have to say? --- You have a bunch of Nation Boy ideologist writing an amendment... all I can say is, **KISS YOUR CREDIBILITY GOODBYE.** Anything that had a chance of being meaningful needs to come from those opposed to the Nation taking over the Mineral Estate, not a couple of guys who put

the Nation above the interest of the shareholders they where elected to serve which, their protest aside, we know Galen, Yates, Core and Sonnyboy's action show just that. --- Now tell me again, why we can TRUST that you are going to get it right this time? You seem to forget, ignore, don't care or (more to the point) idealize out OF importance that the Jech lawsuit is the shareholders last shot at keeping control of what is theirs without going "hat in hand" to a Nation of liars begging that we don't get sold down river. --- The "Nation" never had my trust in the first place, not even when it was just a glint in your or Stanly Ann's eyes back in the 90s, but I want to add this, THE NATION HAS DONE NOTHING, STARTING WITH THAT SHAM OF A CONSTITUTION PROCESS, TO EARN MY TRUST. NOT ONE DAMN THING. NOT ONE. All they seem to have accomplished is losing the trust of everyone else.

So worried about "non shareholders", guess what, these people are Osage too!

From: Pedro

Date: 13 May 2011

Comments So many people worried about the "non shareholders" getting their hands on the mineral estate. Guess what, these people are Osage too and the mineral estate is for their benefit. If you have beef, talk about all the non-Osages right now with headrights! You people on this board supporting the Jech lawsuit are so blinded by greed its pitiful. You can only see whats directly in front of you and cannot dare to see all Osages benefit.