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PROPER ECONOMIC RESOURCE MANAGEMENT NEWSLETTER

What now for Mille Lacs County? by Clare Fitz, Mille Lacs County Tea Party

The lawsuit is over! On November 1, 2004, the United States Supreme Court denied the petition filed by Mille Lacs County and the 1st National Bank of Milaca, asking that the case be reviewed. As a result, the primary question remains unanswered as to whether or not the 61,000 acre area that comprises Isle Harbor, South Harbor and Kathio townships as well as the cities of Isle, Wahkon and most of Onamia, is an Indian reservation or not. Out of about 275 petitions filed with the Supreme Court only one was chosen for review, so while we had hoped that we would be the one, it was not to be.

It is important to note, that in the end, the State of Minnesota, the State of South Dakota, the state of North Dakota,

the City of Wahkon, the township of South Harbor and the Lake Mille Lacs Association all joined as friends of the court in support of the County and Bank's position. The tribal government and our federal government, however, continue to claim that the former reservation still exists. Quite revealing, however, is the fact that our federal government did not join the lawsuit on the side of the Band. Even more revealing is the extent to which the Band went to keep the case from being heard on its merits. Could it be that they knew they would lose if the truth were told?

It is important to note, that although the outcome of the case was not as decisive as we had hoped for, we as a County and the citizens of that County, did make

significant gains. During the appeals court hearing, the tribal government's attorneys agreed with the judge that any harm to the County caused by tribal government actions would be reason to hear the County's case on its merits. As a result, the tribal government has been complying with all County regulations, which they were refusing to do before the lawsuit was filed.

So while the jurisdictional issue seems to be under control at the moment, the basic issue of equal treatment of all people regardless of race, as guaranteed by the 14th amendment to the U.S. Constitution, remains unsolved.

The purpose of the Mille Lacs County Tea Party, in its present form, is completed. We

must continue to be involved, however, until we can achieve true racial equality in our United States. As I have said many times in the past, our adversary is a federal Indian policy and the tribal government that administers it. It is a system that promotes the separation of races with special privileges based on race. While we are called "racist" for our involvement in the issue, we continue to contend that this is a legal issue, not a racial issue. For the benefit of generations to come, we will continue to promote the concept of "One Nation...Indivisible". We will work toward re-establishment of that principle. We will not quit until the full intent of the 14th Amendment to the U.S. Constitution is realized.

Taking your water rights; The next step for tribes after hunting and fishing claims.

Editor's note:

The following information is from the Water Rights Coalition (WRC), P.O. Box 89, Whitebird, ID 83554.

In January, 2005, the Idaho legislature will vote on whether to adopt the Snake River Basin Adjudication (SRBA) Water Rights Settlement Agreement with the Nez Perce Tribe. **Citizens' water rights are at stake.**

Here's a little background:

In 1993, the Nez Perce Tribe and the U.S. Government on behalf of the Nez Perce Tribe filed 1134 water rights claims in the SRBA, including (a) claims to water for consumptive use on trust and fee land within the **former** reservation, (b) claims for certain springs on public and private lands within the 1863 ceded area; and (c) claims for instream flows both on and off the 1855 Reservation.

The Nez Perce Tribe's claims to instream flows for the Snake, Salmon and Clearwater River Basins both **on, and off**, the former reservation are based solely on the argument that such flows are necessary to protect the Tribe's claimed treaty fishing rights. The instream flow claims will likely have a significant adverse economic and regulatory impact on privately held lands, as well as public property.

In 1999, the SRBA Court **held against** the Tribe on its two primary claims: **a)** claims to water for consumptive use on trust and fee land within the former reservation and **(b)** claims for certain springs on public and private lands within the 1863 ceded area. Furthermore, following the 1998 ruling handed down by the U.S. Supreme Court in *South Dakota v. Yankton Sioux*, SRBA Judge Barry Wood held that the Nez Perce Reservation was **"diminished to the lands that the Tribe currently owns."** The Nez Perce Tribe currently owns only approximately 11% of the 750,000 acre 1863 Reservation." In *Yankton Sioux*, the court held, "the

area remains predominantly populated by non-Indians with only a few surviving pockets of Indian allotments," and, "those demographics signify a diminished reservation." In finding numerous similarities between the Yankton Sioux Treaties and Agreements of the latter nineteenth century and the Nez Perce Treaties and Agreements from the same era, Judge Wood wrote, "... the present boundaries of the Reservation are clearly at issue... the boundaries will ultimately have to be particularly described so that the water rights can also be properly described. To date, these "diminished" boundaries have not been addressed.

Instead, the Tribe appealed Judge Wood's ruling to the Idaho Supreme Court, which ordered a **secret mediation** between the parties. That **secret mediation** lasted five years. From that **secret mediation** came a one-sided settlement agreement, so costly, complex and open-ended as to boggle the mind. This settlement agreement completely obscures the separation of powers between federal and state governments, and allows the federal government and the tribe to dictate, through the settlement agreement, what the state of Idaho can do with its water.

With this settlement agreement:

- The Nez Perce tribe will receive an excessive and enormous amount of money (tax dollars) and large land concessions worth \$193,000,000.00, all to the public detriment. Remember, they lost in court. Imagine what we would be paying had they won!
- The tribe will receive an on-reservation consumptive use right of 50,000 AF, with a priority date of 1855. This ignores the reservation diminishment ruling.
- The Tribe will be guaranteed water rights on hundreds of streams within

the former 1855 reservation, and significant unprecedented instream flow water rights.

- The Tribe will be given control of the Kooskia Fish hatchery and Co-management of the Dworshak Fish Hatchery. This could lead to less "clipped fin" fish for sportsmen.
- Minimum Stream Flows (MSF) will be established within the Salmon and Clearwater Basins. These MSF's will be owned by the Idaho Water Resources Board, and, although these MSF's are junior to existing water rights, as well as future commercial, domestic, industrial, and municipal uses, they are senior to future **agricultural** rights. The state must also give 6 settlement months notice to the Tribe before making any changes to the MSF's.
 - The Nez Perce Tribe has first right to purchase BLM lands within the Reservation. This deprives businesses and private citizens of equal footing to purchase those lands.
- The mitigation of the legal impact on county, municipal, and private interests caused by the management of Idaho water by federal agencies is not addressed and remains wide open. - These local entities and private citizens will be required to defend their rights in court against this settlement agreement.
- Ambiguous Riparian Management Measures could drastically reduce timber harvests.
- All landowners who sign on to the Forest Management Section of the settlement agreement will be required to map all streams on their property within 15 years.
- Landowners who do not sign on to the settlement agreement may face sanctions and fines for violations of the Endangered Species Act (ESA).
- Although the settlement agreement claims to provide protection from the ESA, federal wildlife agencies cannot predetermine the outcome of future analysis under the ESA, and, therefore, this so-called protection is spurious.
- Enrollees in the Forest Management Section of the settlement agreement will be required to allow Idaho Department of lands to enter their property for monitoring purposes.
- This settlement only addresses the claims of the Nez Perce Tribe and does not address the water rights of any other Tribe. This settlement will be the benchmark used by hundreds of Tribes throughout the U.S. to establish MSF's and consumptive use water rights.
- BLM lands transferred to the Tribe will jeopardize future grazing rights and other private uses on these BLM lands.
- Lands transferred to the Tribe will be removed from the tax rolls, impacting the taxbase of counties and cities.
- This settlement does not address **many** other equally important issues, such as the Lewiston Orchards Irrigation District, dams on the Snake River, and Treaty injury claims pertaining to the construction and operation of Dworshak Dam.
- The State of Idaho must cooperate with **future** research projects under the Forest Management Section without knowing the financial and other burdens.
- The Tribe may pursue any other litigation pertaining to water rights or any other treaty right other than those specifically addressed by the settlement agreement.
- Every land title within the settlement agreement area will be clouded, since no one knows how far this agreement will reach 5,10,20 years from now.

"The Nez Perce tribe's claims to instream flows...are based solely on the argument that such flows are necessary to protect the Tribe's claimed treaty fishing rights."

Mille Lacs' annual round of 'input,' slot-choosing, and gill-netting

by Joe Fellego

Editor's note: This article first appeared in the February 4, 2005 issue of *Outdoor News*.

Hammerhandle pike and Leech Lake cormorants made the 2005 Minnesota Fisheries Roundtable agenda last month. But Mille Lacs, with its spawning-time walleye and pike gill-net fishery (and "adjustment" to it by DNR resource managers and the sport fishing community) failed to make the list.

Of course, time constraints keep many worthy Minnesota fishing issues from Roundtable consideration. So choices are made. The Mille Lacs absence marked a change from the previous dozen years or so. Typically the Roundtable's Mille Lacs treatment was less full-bore discussion than DNR update, usually presented by Jack Wingate, DNR fisheries research biologist in St. Paul and point man on the treaty management subject.

Roundtable prominence or not, the Mille Lacs thing — featuring separate and unequal fisheries plus the annual expenditure of millions of federal and state tax dollars on state/tribal "co-management" — still rolls along. The other economic and social costs also continue, while everything from "culture" to trumped-up conservation themes run cover for the monster.

The whole thing remains pretty much shielded from the usual media scrutiny and political hardball it deserves. Angling and conservation organizations dodge it. And high-profile outdoor writers affiliated with major newspapers have generally passed on it.

'Dedicated funding'

I'm surprised that activists seeking dedicated funding for Minnesota conservation programs via constitutional amendments and sales tax bucks don't study the flow of funds earmarked for the Mille Lacs madness. Oh, I know. It's like comparing apples to oranges, or smallmouths to walleyes. But millions of federal dollars — automatic, dedicated, kept beyond public awareness, and with no questions asked — flow to tribal DNRs and their umbrella bureaucracy, the Great Lakes Indian Fish & Wildlife Commission (GLIFWC). As of mid-February (and probably for months to come), the cost of the state's 1837 Treaty management activities and related expenses had yet to be posted for public scrutiny, despite citizen

demands, official promises, and requests from legislators in recent years.

Another example of "dedicated funding" — also free from public scrutiny and discussion — is the automatic flow of state millions to Leech Lake and other Chippewa bands as part of 1970s and 1980s ransom agreements whereby certain tribal governments get paid for not exercising various treaty harvest rights. Apparently these annual payments, based on percents of state fishing, hunting, trapping, and various commercial license sales, are eternal! Forever!

Why, this dedicated and guaranteed stream of cash, now totaling far beyond \$100 million and forever-growing, trumps anything the conservation lobby has so far come up with in new dedicated funds for state conservation programs. No citizen oversight committees here. No hearings in the Legislature. No Star Tribune editorials. No governor's budget axe in sight. Health care advocates, stadium boosters, educators, and wetlands activists might also learn from these no-hassle tribal funding mechanisms!

Input, and pike

While Mille Lacs missed the Roundtable spotlight, it'll still make news following DNR's Feb. 1 meeting with its Mille Lacs Fisheries Input Group. That's a so-called "citizen advisory panel," a pretty good cross-section of resorters, guides, local officials, area legislators, tourism folks, etc. Each year, following the state/tribal 1837 Treaty Fisheries Technical Committee's announcement of the year's Mille Lacs walleye "safe harvest level" (505,000 pounds for the lake in '05, 405,000 pounds for anglers), DNR managers propose regulation options aimed at keeping anglers within the state's allocation. Input Group members then opine about which medicine might taste best. DNR ultimately decides on Mille Lacs bag limits and slot limits.

Watch *Outdoor News* and other sources to find out if the 2005 Mille Lacs walleye slot stays the same as '04 rules — a 20- to 28-inch protected slot, with one over 28 inches in a limit of four, with a liberalization (22-28 protected) in mid-July as happened last season.

One sure topic for the Input Group discussion: observations last year by lake residents and DNR personnel of the "release" of northern pike from gill nets, on the lake and from public access parking

lots. It was often abusive, and nearly always wasteful. Apparently GLIFWC managers had urged get-rid-of-pike efforts to avoid the tribal pike quota. Reaching the pike allocation would require the walleye gill-net harvest to cease.

Now, I've netted tullibee in cold November Mille Lacs waters since 1970 (until the season was discontinued three years ago for non-natives) with the same mesh size as frequently used by tribal walleye and pike netters. Other experienced netters agree that toothy pike, which twist and writhe in a gill net, generally get so snarled up that they're either drowned, weakened, or require lots of time out of the water for untangling. In other words, as resorter and veteran tullibee fan Eddy Lyback put it, in most cases "a gill-netted northern is a dead northern."

As I watched tribal netters attempt to "release" pike, and heard similar stories, I figured this was no coincidence. Management had to be pushing this, because the average tribal enrollee from Wisconsin would generally keep pike caught in a subsistence fishery, if not for

her own family, then for relatives, friends, neighbors, and elders.

The Technical Committee upped the '05 Mille Lacs pike quota, affording more wiggle room. And a new pike study (yes, another study!) will likely show an expanded pike population so the quota can go higher, and so the walleye netting can stretch to the max. Incidentally, anglers are assessed pike "hooking mortality," amounting to about 40 percent of their pike harvest number. But Chippewa gill-netters, who fish right after ice-out, face no gill-net "release mortality" assessment when water temps are below 50 degrees—despite last spring's "release" fiasco.

Meanwhile, the spawning-time 21st century gillnetting of concentrated and vulnerable game fish on Minnesota's so-called "crown jewel" and "walleye factory" continues. It remains fortified behind make-believe stone-age "culture" and "subsistence" trappings; and well-shielded by a willing press, a timid political establishment, and a naïve public who sees all this in simplistic terms of being for or against "the Indians."

Mille Lacs walleye and northern quotas increase

Minnesota DNR news release.

Anglers will be able to keep more walleyes and northern pike from Mille Lacs Lake this fishing season.

The 2005 walleye safe harvest level of 505,000 pounds is five percent higher than last year's safe harvest level of 480,000. The increase is due to a stable spawning stock biomass. In addition, biologists say the 2002 year class of walleye, now 11 to 13 inches, was the strongest year class since 1988 and represents the lake's future spawning stock.

"This is good news. The higher-than-average safe harvest level is a reflection of a healthy fishery," said Ron Payer, DNR Fisheries

Management Section Chief. "We have a strong 2002 year class that will provide abundant fishing opportunities this summer. Plus, in the coming years, we'll see some nice fish."

State and tribal biologists agreed to monitor the harvest of the 2002 year class to ensure that it is not excessive.

At its Jan. 19-20 meeting in Duluth, the 1837 Ceded Territory Fisheries Committee (CTFC), composed of tribal and state biologists mutually agreed to the new quota, the second highest since treaty harvest began.

Based on the tribes' five year management plan for Mille Lacs Lake, the 2005 tribal quota is 100,000 pounds of walleye, which will be allocated among the eight Ojibwe bands.

The 2005 state allocation is 405,000 pounds of walleye. Last year, state anglers took 79,000 pounds of their available quota while releasing just over 200,000 pounds.

The CTFC reviewed the safe harvest

...continued on page 8.

Volunteers needed!

...by Lisa Mueller, Events & Shows Committee

PERM needs volunteers. The heart of any successful grass-roots organization is its volunteers. The following is a list of some of the events, shows and fundraisers PERM puts on or participates in. Its easy to get involved, just see the Get Involved section below for whom to contact, or just attend one of our regularly scheduled meetings.

Most of the help we need involves just a little support work. While we are always looking for someone to chair an event or function, really what we need most are people who can give a few hours of their time carrying out simple tasks, spelled out clearly by the event chairman. Things that may include: 1) Collecting merchandise from local businesses for events in their area. 2) Making a few phone calls. 3) Helping out with ticket sales. 4) Helping to find other local volunteers to work at the event. None of these tasks are too overwhelming, but they all take time, and can all be best accomplished by volunteers from the local area in which the event takes place.

PERM also attends several sport shows. These shows require many hours to staff a vendor booths. The work is not complicated or difficult. In fact, it's often quite fun meeting many other outdoor enthusiasts in a sport show environment, but we need help staffing the PERM booth. Duties will involve; 1) Passing out current information and PERM Newsletters to showgoers. 2) Helping customers fill out raffle tickets and forms for PERM merchandise. 3) Booth set-up and tear-down. Nothing too complicated, just chip in and help out the person in charge of the booth that day.

The following is a list and approximate times and places for some of the functions we do each year. Each newsletter has more specific times and dates for up-coming events. If you can help out in any way, please contact one of the people listed in the Get Involved section of this paper.

February 18,19, 20:

PERM Booth - Walleye Expo
National Sports Center - Blaine, MN.

March 1:

PERM Monthly Meeting
Broadway Pizza - Elk River, MN - 7:30 P.M.

March 11, 12, 13:

PERM Booth - Musky Expo
National Sports Center - Blaine, MN.

March 22:

PERM Annual Meeting
Broadway Pizza - Elk River, MN - 7:30 P.M.

March 29:

PERM Board of Director's Meeting
Broadway Pizza - Elk River, MN - 7:30 P.M.

April 1:

Save Minnesota Banquet
by Rice Sportsmen's Club
Henry's Banquet Center - Foley, MN - 5:00 P.M.

April 5:

PERM Monthly Meeting
Broadway Pizza - Elk River, MN - 7:30 P.M.

May 3:

PERM Monthly Meeting
Broadway Pizza - Elk River, MN - 7:30 P.M.

June 7:

PERM Monthly Meeting
Broadway Pizza - Elk River, MN - 7:30 P.M.

July 5:

PERM Monthly Meeting
Broadway Pizza - Elk River, MN - 7:30 P.M.

August 2:

PERM Monthly Meeting
Broadway Pizza - Elk River, MN - 7:30 P.M.

August 12-14 and 19-20:

Game Fair - Anoka, MN

Plus PERM often has a booth or float in several local city festivals like Isle, Wahkon and Onamia.

Get involved! Everyone is invited to attend the monthly meetings.

PERM Monthly Meeting
Elk River
1st Tuesday of each month
7:30 P.M.
Broadway Pizza
Hwy 10, 2 miles east of Elk River

Help Save Minnesota. All you have to do is show up. Like any other volunteer grassroots movement, there are many ways you can help. Spread the word by handing out our newsletter. Sell raffle tickets. Help run booths at our events. Hand out PERM materials at your local events. Organize a PERM event or presentation in your town or local club. We welcome merchandise donations for fundraising auctions, raffles, and door prizes. We also welcome donations of fishing and hunting trips. Get involved! Turn to PERM!

Albertville

Lisa Mueller
763/497-4682

Hopkins

Howard Hanson
612/868-3148

Pierz

Hank Dombovy
320/277-3539

East Bethel

Doug Meyenburg, Jr.
763/434-3973

Isle

Joe Karpen
320/676-8834

Wahkon

Howard Thurber
320/495-3694

Finlayson

Leonard Schaeffer
320/233-7133

Ogilvie

Stan Visser
320/272-4702

Zimmerman

Scott Ebner
763/856-4223

Education & Information Fund

PERM, Cinema Professional Building,
657 Main Street #210, Elk River, MN 55330

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Phone: _____

Yes, I would like to make a contribution to the Education & Information Fund to help inform the public, media and government officials about the problems associated with special treaty rights and natural resource management issues!

Education Fund Donation \$: _____

PERM is a non-profit 501(C)3 corporation.
Donations are tax deductible.
Thank you for your help and support!

Metro Area Fundraiser nets \$9,200 for PERM!

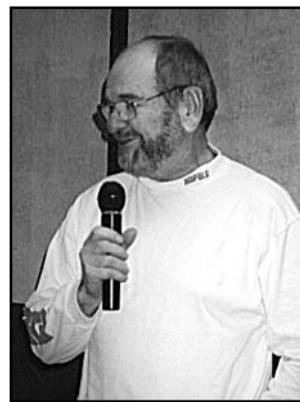
PERM's Annual Metro Area Fundraiser on January 6, 2005 was another big success. Once again, the event was held at Brook Hall in Blaine MN. We had special raffles, a silent and live auction, live music and several special guest speakers. The dinner was our traditional catfish and chicken. We want to thank all the volunteers who helped make the event possible, especially Marv Carlson and Jim Wille. We also want to thank all the area businesses that donated merchandise.

Jack Christiansen was the successful bidder for PERM's Commemorative Winchester Model 94 30-30 rifle. This legendary rifle is hand engraved by award winning engraver Roger Sampson. It has PERM's logo on the receiver and features a silver inlay in the stock with the date, event and signatures of Bud Grant and Howard Hanson.



Attorney, Randy Thompson, speaks about natural resource management issues facing Minnesota sportsmen and property owners.

PERM volunteers Bob and Hank raffle off one of the many guns and other fine items.



Long time PERM advocate Larry Bollig, from KSTP-AM's "Bear Facts and Fish Tales" was our featured speaker at PERM's Metro Area Fundraiser.

PERM's 2004 Raffle clears \$16,100!

PERM's 2004 \$10 Save Minnesota Raffle drawing was held January 6, 2005 at our Metro Area Fundraiser in Blaine MN. This raffle proved to be a huge success. We want to thank all the members who bought and helped sell tickets for this raffle. We also want to thank the folks who helped to provide the wonderful prizes. The winners are as follows.

- 1) **Grand Prize** 2004 Honda Rancher 350 4X4 with trailer (Larson Cycle; Cambridge, MN) Chris Sacchetti, Big Lake MN #4088
- 2) **Special PERM Rifle** Browning BLR 30/06 (Capra's Sporting Goods; Blaine, MN) John Larson, Cottage Grove MN #2077
- 3) **Special PERM Shotgun** Browning Gold Hunter 12 Gauge Autoloader (Capra's Sporting Goods; Blaine, MN) Robert Hoefert - Isle MN #391
- 4) **GPS** (Capra's Sporting Goods; Blaine, MN) David Eide, Roseville MN #4656
- 5) **Diamond Necklace** (Jewelers by Design; Maplewood, MN) Frank Rynes, Maple Grove MN #651
- 6) **Custom Built Rod with Reel** (by John Nordquist) Jim Whidinger, #334
- 7) **Set of three PERM Limited Edition Wildlife Prints** Bob Hartman, Anoka MN #1700



Raffle Winner

Honda 4-Wheeler

PERM Chairman, Douglas M. Kolodzienski (left) hands over the keys to Chris Sacchetti (right).

Order now to get your tickets for the 2005 Raffle.

\$10 PERM Legal Fund Raffle \$10
SAVE MINNESOTA - Protect Our Natural Resources
 Drawing will be held at PERM's September Meeting on Tuesday, September 6, 2005
 8:30 pm at Broadway Pizza, Highway 10, 2 miles east of Elk River

1. Grand Prize - 2005 Polaris Magnum 330 4x4 with ATV Trailer from Northway Sports, East Bethel, MN
 2. Browning Shotgun - Gold Hunter 12 Gauge Autoloader from Prince Gun Shop, Milaca, MN
 3. Browning Rifle - A-Bolt Medallion 30.06 from Prince Gun Shop, Milaca, MN
 4. Lowrance Depth Finder, X67C Ice Machine
 5. Digital Camera - Canon Power-shot A75 with Digital Classes from National Camera Exchange, Golden Valley, MN
 6. Diamond Jewelry from Jewelry by Design, Maplewood, MN
 7. Custom Built Rod with Reel Handmade by Marv Carlson, Coon Rapids, MN
 8. Set of three PERM Limited Edition Wildlife Art Prints - "Opening Day on Lake Mills", "Shoulda Been There", and "Ready to Rise"
- Need not be present to win.

Permit No. X-04387-05

Name

Address

Phone

If you would like to purchase a chance to win one of these excellent prizes, just clip out this ticket, fill it out and send it with your check to:

PERM
 657 Main St. #210
 Elk River, MN 55330.

Tickets are just \$10 each and we will mail your stubs back to you.

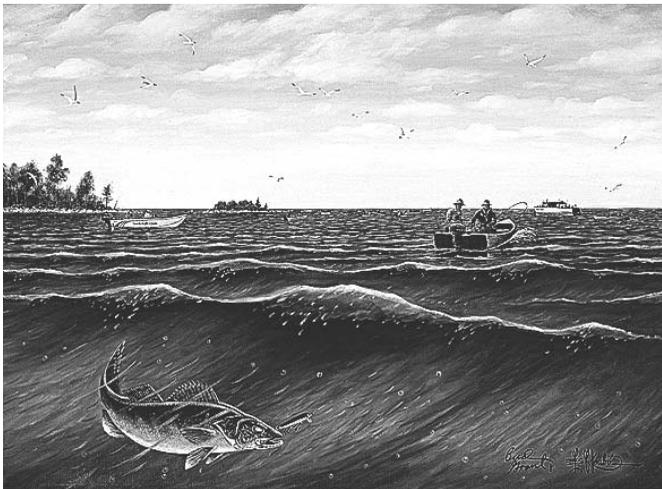
Save Minnesota

SERIES OF LIMITED EDITION PRINTS

“Proper Economic Resource Management (PERM) is pleased to announce the third print in our “Save Minnesota Series” of limited edition wildlife art prints. “Ready to Rise”–Ruffed Grouse by James Meger has a 15” x 17 1/2” vertical image format and complements “Opening Day on Lake Mille Lacs” and “Shoulda Been There” beautifully (image size 19” x 14” horizontal format). All three prints are signed and numbered with an exclusive edition of 5,000 prints. Proceeds will be used to promote balanced solutions to natural resource management issues.

“Opening Day on Lake Mille Lacs”

by Les C. Kouba and Bud Grant



(Image size: 19” x 14” horizontal format)

Les Kouba has reigned as one of wildlife and sporting art’s Grand Masters. His no-nonsense style and clear storytelling ability make him the Mark Twain of wildlife artists. The Coach and Les Kouba finished the first original of the series, which shows an armada of boats off a point on Lake Mille Lacs. In addition to Kouba’s famous 13-count subjects, the viewer can experience the thrill as an angler’s rod arcs in response to the strike of a hefty walleye. This work will stir the imagination and rekindle memories we’ve all experienced many times.

“Shoulda Been There”

by James Meger and Bud Grant



(Image size: 19” x 14” horizontal format)

An incredible trophy buck, right beneath your stand, but there you are, running late and racing down a country lane. Something like this has happened to all of us before. All we can do is watch it happen and share a visual bounty. Along with the whitetails, we discover 9 ringnecks, a jackrabbit, cottontail, squirrel, fox, and a bunch of songbirds around Bud Grant’s birdfeeder. “Shoulda’ Been There” is a classic Meger creation. He teamed with NFL Hall of Famer Bud Grant to bring to life a situation near and dear to our hearts.

“Ready to Rise”

by Les C. Kouba and Bud Grant



(Image size: 15” x 17 1/2” vertical format)

The ruffed grouse is celebrated as one of the world’s most desirable game birds. This richly colored creation by James A. Meger depicts these marvelous birds during a time of plenty as they delicately balance themselves amid a rich supply of mountain ash berries. However, in the real world a relaxing feast such as this, can catch even these watchful birds unaware. Therefore this handsome pair displays a readiness toward potential danger and remain “Ready to Rise.”

James Meger · Les Kouba · Bud Grant

Name _____	1/05															
Address _____	Mail check to: PERM Cinema Professional Bldg. 657 Main Street #210 Elk River, MN 55330															
City _____ State _____ Zip _____	To order by phone, call PERM at 763/441-6869.															
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<input type="checkbox"/> Yes! Send me the Series #1 print by Les Kouba and Bud Grant. Enclosed is my check for \$75 which includes shipping, taxes & handling. <input type="checkbox"/> Yes! Send me the Series #2 print by Jim Meger and Bud Grant. Enclosed is my check for \$75 which includes shipping, taxes & handling. <input type="checkbox"/> Yes! Send me the Series #3 print by Jim Meger. Enclosed is my check for \$75 which includes shipping, taxes and handling. <input type="checkbox"/> Yes! Send me three prints for \$150. Three for the price of two! Please indicate which prints and the quantities you would like.																

2005 Membership Drive

This year PERM is offering an incentive for you to help us expand our membership. Sign up 5 new members and we'll send you your choice of one of our Save Minnesota Limited Edition Wildlife Prints on page 6 of this issue.

In fact, we'll send you another print for every five members you get to join. If you sign up 10 or more new members, we'll also send you a free PERM cap.

Just copy the membership form and fill it out for each new member and send it in with the appropriate membership fees and a \$7 shipping and handling fee, and we'll mail out your prints.

As an additional bonus, all members who join or renew in 2005 will receive a \$10 gift certificate from Sportsman's Warehouse!

Join PERM today!

PERM, Cinema Professional Building,
657 Main Street #210, Elk River, MN 55330

Name: _____

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Membership \$: _____ Extra Legal Fund Donation \$: _____

Membership Options

- 1 Year Individual – \$25 5 Year Individual – \$100
 2 Year Individual – \$45 Annual Corporate/Club – \$100

PERM is a non-profit 501(C)3 corporation.

Donations are tax deductible. Thank you for your help and support!

1/05

Indian tribe sovereignty

By Macomb Daily Editorial Board
The Macomb Daily
100 Macomb Daily Drive
Mount Clemens, MI 48043
www.macombdaily.com

PUBLISHED: December 6, 2004

The issue: A tribe is using its sovereignty to circumvent restrictions on building a hospital in Macomb County.

Our view: This time, expanding American Indian sovereignty has gone too far.

American Indian "sovereignty" is on the verge of being used to bypass state regulations on building new hospitals.

Whether those regulations are sensible is not the point in this case.

Rather, what amounts to a legal fiction is on the rampage in this country.

The latest scheme would use the so-called sovereignty of a 450-member, Utah tribe called the Goshute to circumvent state restrictions and facilitate the building of a 350-bed hospital in Macomb County. The site would be declared tribal property and placed in a federal trust.

Don't think it can't happen. New reservation land is popping up all over to accommodate American Indian-owned and operated gambling casinos. Why not hospitals?

For the past 20 years or so, various tribes have been opening casinos to the point that states whose voters had long since banned them changed their minds in self-defense. It happened in Michigan. The northern reservation casinos led to the Detroit casinos.

California has so many casinos now that the gaming gross is almost as large as that of Las Vegas.

This outrageous American Indian sovereignty business started in the 1960s when a federal judge ruled that Michigan tribes didn't have to obey state commercial fishing regulations. The sovereign privilege had been granted in 19th century treaties, he ruled.

It didn't take long for smart folks to realize this was a legal loophole you could drive a truck through.

To make matters even more bizarre, many tribes make little or no effort to determine whether members or would-be members actually are descended from American Indians.

Inevitably, a tribe here and there has been hijacked by outsiders who seize control and use the sovereign privileges for their own ends.

The Indian casinos essentially are self-regulating, which has led to instances of the involvement of organized crime and others who need to launder money.

Then there is the convenient fact that as members of a sovereign nation-within-a-nation, the Indians and their reservation enterprises don't pay taxes. In Michigan, some have made voluntary payments to local governments, which apparently are contingent on not having any non-Indian competition.

And new tribes have been formed or discovered. President Bush has felt compelled to put a stop to this sort of expansion.

Of course, there can be a political price to pay for getting in the way of this lucrative charade. The tribes consider themselves beyond the reach of U.S. laws, including those banning financial contributions to the electoral process by foreigners. They have donated some \$150 million so far and are becoming a major special interest group. And their sovereignty doesn't stop them from voting.

Anyone who suggests all of this is absurd can be subject to accusations of racism and of making personal attacks on American Indians.

How long will we let the various tribes, when it suits their purposes, act like this?

PERM's Annual Membership Meeting 3/22/05

PERM's annual membership meeting will be on Tuesday, March 22, 2005. The meeting will be at Broadway Pizza on Highway 10 east of Elk River, MN at 7:30 PM.

The agenda will include a summary of activities from 2004, an overview of the 2004 financial statement and a look ahead to issues facing us in 2005. Also several positions on the Board of Directors will be filled.

All members are encouraged to attend. If you know someone who would like to become a board member, please call Doug Kolodzienski at the PERM Office 763-441-6869 or 763-434-6008.

Annual Save Minnesota Banquet

Sponsored by the
Rice Area Sportsmen's Club

Friday, April 1, 2005

Henry's Banquet
Center in Foley, MN.
Doors open at 5:00 PM
Dinner at 7:30 PM

Henry's Famous Steak Dinner
Silent and Live Auctions
Special Drawings
Special Guest Speakers

Proceeds will be donated to Proper
Economic Resource Management

Mille Lacs walleye and northern quotas increase

...continued from page 3.

levels for 2005 for other species in Mille Lacs Lake and agreed to leave them unchanged except for a modest increase of 2,000 pounds for northern pike. These safe harvest levels are 270,000 pounds for yellow perch; 25,000 pounds for northern pike; 24,000 pounds for tullibee; and 28,000 pounds for burbot.

The increase for northern pike was based on an analysis and review of the pike population, which suggests it is currently at a higher level than in the mid-1990 when it was first established. This new safe harvest level will be re-evaluated following a northern pike tagging study to begin this spring.

Federal courts have ruled since 1994 that the state and the eight Ojibwe bands share fish and game in the 1837 treaty ceded territory.

To ensure the long-term health of the Lake Mille Lacs walleye fishery, the yearly walleye harvest has been managed so that it does not exceed the safe harvest level (harvestable surplus) as directed by the court order. The court left determination of harvestable surplus levels and other biological issues up to the CTFC.

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"Shanty Town" by Ken Zylla



PERM is proud to offer 2,500 special edition prints by Ken Zylla titled "Shanty Town." A true reflection of Ken's renowned style, this ice fishing scene is sure to stir the memories of all present and former northland residents, as well as intrigue those not lucky enough to have spent some time at Minnesota's most treasured winter pastime.

These signed and numbered special edition prints are produced on premium acid-free art stock with an image size of 30"x18" and can be purchased for \$120 (includes tax, shipping and handling.) Please allow 3-4 weeks for delivery.

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