

CHAIRMAN  
John A. Barrett



SECRETARY-TREASURER  
D. Wayne Trousdale

## CITIZEN POTAWATOMI NATION

December 5, 2010

Ms. Diana J. Brasfield  
1525 S. Santa Fe Avenue  
Bartlesville, OK 74003

RE: DISENROLLMENT

Dear Ms. Brasfield:

The Tribal Legislature has exhaustively considered your appeal of the decision of the Legislative Committee On Enrollment to remove you from the tribal roll of members of the Citizen Potawatomi Nation. Your appeal is denied. The decision of the Legislative Committee On Enrollment is final.

CITIZEN POTAWATOMI NATION

  
John A. Barrett  
Tribal Chairman

(405) 275-3121 • Fax (405) 275-0198 • 1-800-880-9880  
1601 S. Gordon Cooper Dr. • Shawnee, Oklahoma 74801 • [www.potawatomi.org](http://www.potawatomi.org)

CHAIRMAN  
John A. Barrett



SECRETARY-TREASURER  
D. Wayne Trousdale

## CITIZEN POTAWATOMI NATION

July 15, 2010

Ms. Diana J. Brasfield  
1525 S. Santa Fe Ave.  
Bartlesville, OK 74003

RE: DISENROLLMENT

Dear Ms. Brasfield:

The Director of Tribal Rolls has brought your name to the attention of the Legislative Committee on Enrollment as a Tribal member who may be subject to disenrollment.

The Citizen Potawatomi Nation Tribal Code, Title 2, Chapter 1, Section 101, provides:

*"A Tribal member shall be subject to disenrollment if ... The member has accepted benefits of land or money ... as an enrolled member of another Indian Tribe after the effective date of the Revised Constitution of the Citizen Potawatomi Nation."*

On multiple occasions, you have acknowledged in writing your continued receipt of a quarterly per capita payment from an Osage Nation Headright Interest in the Osage Nation Minerals Estate. In addition to the monetary benefits derived from the Osage Nation Minerals Estate, said headright entitles you the customary benefits of tribal membership, including the right to vote in Osage Nation elections.

You are hereby notified by certified mail of the Legislative Committee's intent to remove you from the citizenship rolls of the Citizen Potawatomi Nation.

A hearing before the Legislative Committee on Enrollment has been set to consider the matter. The hearing has been set for August 16, 2010. The hearing will begin at 7:30 p.m. and will last no longer than one hour. The hearing will be conducted in the Legislative Chambers of the Citizen Potawatomi Legislature, 1601 S. Gordon Cooper Drive, Shawnee, Oklahoma.

While you are not required to appear before the Committee, you have the right to appear before the Committee in writing, in person, or by personal representative. Written responses and documentation may be submitted by United States Postal Service or facsimile transmission. This will be a closed, non-public meeting.

Following the hearing, the Legislative Committee on Enrollment shall determine if you shall be disenrolled. Upon a ruling of disenrollment by the Legislative Committee, you would have a right to appeal the Legislative Committee on Enrollment decision to the Legislature within Thirty (30) days. Should such an appeal be timely filed, the Legislature shall make a decision on the disenrollment. The decision of the Legislature shall be final. If no appeal is timely filed, the decision of the Legislative Committee on Enrollment shall be final.

Sincerely,

**LEGISLATIVE COMMITTEE ON ENROLLMENT**

John A. Barrett, Tribal Chairman, Presiding Officer

(405) 275-3121 • Fax (405) 275-0198 • 1-800-880-9880

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OSAGE NATION FEDERAL PROGRAMS  
CERTIFICATE OF DEGREE OF INDIAN BLOOD DEPARTMENT  
627 Grandview  
Pawhuska, Oklahoma 74056  
918-287-5389 or Fax 918-287-5502

July 22, 2010

To Whom It May Concern:

Please accept this letter as verification that Diana J. Brasfield is not an enrolled member of the Osage Nation of Oklahoma. There are no Osage CDIB/Membership records for Diana J. Brasfield.

If you have any questions, please call the above number or email [mbills@osagetribe.org](mailto:mbills@osagetribe.org).

*Marti Bills*

Marti Bills  
CDIB Tech



**OSAGE NATION**  
CDIB DEPARTMENT  
627 GRANDVIEW  
PAWHUSKA, OK 74056



Hester

016H265215  
\$00.44  
07/22/2010  
Mailed From 74056  
US POSTA

*Diana J Brasfield  
1525 S. Santa Fe Ave.  
Bartlesville, OK 74003*

74003+5730





IN REPLY REFER TO:

United States Department of the Interior  
BUREAU OF INDIAN AFFAIRS  
EASTERN OKLAHOMA REGION  
OSAGE AGENCY  
POST OFFICE BOX 1539  
PAWHUSKA, OKLAHOMA 74056-1539



SEP 21 2010

Certified Mail Return Receipt Requested

Honorable John A. Barrett,  
Tribal Chairman, Presiding Officer  
Citizen Potawatomi Nation  
1601 S. Gordon Cooper Dr.  
Shawnee, Oklahoma 74801

Dear Chairman Barrett,

This correspondence is in reference to Ms. Diana J. Brasfield, member of the Citizen Potawatomi Nation. Ms. Brasfield was referred to this office by Osage Nation Principal Chief, John D. Red Eagle and she provided the Osage Agency with copies of correspondence wherein the Legislative Committee on Enrollment is proposing to remove her from the citizenship rolls of the Citizen Potawatomi Nation.

Ms. Brasfield is not eligible for membership in the Osage Nation, nor is she of Osage blood. Ms. Brasfield has inherited a portion of a headright in the Osage Mineral Estate. Ownership of this trust asset does not afford Ms. Brasfield any privileges other than her quarterly payment. Ownership of this trust asset is no different than if Ms. Brasfield owned mineral rights in fee simple. Basically her account is treated the same as a non-Indian, therefore, she is taxed on the income. She is not eligible to vote in any elections and receives no compensation or benefits from the Osage Nation. Further, she does not qualify for Membership in the Osage Nation, in accordance with the Constitution of the Osage Nation dated May 6, 2006.

Please reference the enclosed copy of the Department of Interior, Commission of Indian Affairs' ruling regarding membership in the Osage Tribe. The ruling states "Insofar as qualifying for membership in other tribes is concerned, persons of the mixed Osage and other Indian blood who otherwise meet the membership requirements should not be barred from membership in the other tribe solely on the basis that they have inherited an interest in an Osage headright and as shareholders in the Osage tribal estate participate in Osage elections." Please note that only those of Osage blood are allowed to vote in the elections of the Osage Mineral Council formerly Osage Tribal Council in accordance with the Act of 1906 and 25 CFR Part 90—Election of Officers of the Osage Tribe.

I hope that this clarifies matters for Ms. Brasfield and any other members of the Citizen Potawatomi Nation. If you have any questions, please contact the Office of the Superintendent, Osage Agency at 918-287-5700.

Respectfully,

  
Superintendent

Enclosure

CC: Principal Chief John D. Red Eagle, Osage Nation  
CPN Legislators  
Diana J. Brasfield

Tribal Operations FILE COPY  
SURNAME

Anadarko Area Director

67-1152.4/124  
INTERIOR Commissioner of Indian Affairs

DEC 27 1967

|           |
|-----------|
| Robertson |
| 12/27/67  |
| 12-14     |
| 12/27/67  |

DEC 18 1967

SOLICITOR

Request for ruling regarding membership in the Osage Tribe

In your letter of November 7 you advised us of the problem you have encountered concerning persons of mixed Osage and other Indian blood who are claiming membership in other tribes in the Area and asked for a ruling on the question.

The problem is caused mainly by references to and definitions of "members of the Osage Tribe" in Title 25 of the Code of Federal Regulations, Parts 73 and 74.

The membership roll of the Osage Tribe was closed and made final pursuant to the Act of June 23, 1906 (34 Stat. 539). For purposes of membership, persons whose names appear on the final roll are the only enrolled members of the Osage Tribe. Individuals who have inherited headrights, or portions thereof, and consequently share in annuity payments and vote in tribal elections, are members of the Osage Tribe only for certain purposes. Their headrights or portions thereof were acquired through inheritance and not by virtue of having been enrolled as members of the tribe. Consequently, the owners of such inherited interests are much in the same situation as stockholders in a corporation who share in dividends and vote in the election of corporation officers.

Insofar as qualifying for membership in other tribes is concerned, persons of mixed Osage and other Indian blood who otherwise meet the membership requirements should not be barred from membership in the other tribe solely on the basis that they have inherited an interest in an Osage headright and as shareholders in the Osage tribal estate participate in Osage elections.

(Sgd) William F. Catbeck

Acting Commissioner

CC: Supt., Shawnee Agency  
Supt., Pawnee Agency

FROM SOLICITOR

DEC 18

FOR SIGNATURE



CHAIRMAN  
John A. Barrett



SECRETARY-TREASURER  
D. Wayne Trousdale

## CITIZEN POTAWATOMI NATION

January 26, 2010

Ms. Diana J. Brasfield  
1525 S. Santa Fe Ave.  
Bartlesville, OK 74003

### RE: APPLICATION FOR FILING & DECLARATION OF CANDIDACY

Dear Ms. Brasfield:

The Election Committee has reviewed all of the documents you have filed with the Committee, including your *Affidavit and Declaration of Candidacy*, dated January 11, 2010; your *Affidavit of Eligibility*, dated January 20, 2009; and your letter of clarification dated January 21, 2010.

Your letter of January 21, 2010 acknowledges that you are still receiving quarterly payments from your Osage Headright in the Osage Nation Minerals Estate.

Title 4, Chapter 1, Section 144, Subsection C, of the Citizen Potawatomi Nation Tribal Code provides:

**(C) A person is not qualified for an elected office if:**

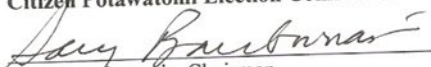
1. Ever convicted of a felony, or other offense involving dishonesty while holding an elected tribal office,
2. Ever found civilly or criminally liable for a breach of fiduciary duty to the Nation or misconduct in elected office, or
3. Ever impeached or recalled from an elected tribal office.
4. Holds membership in any other Indian Tribe or Nation and/or accepted land or monetary benefits from another Tribe after August 16, 2007.

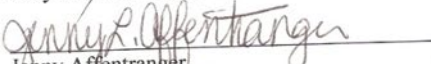
Your Osage Headright in the Osage Nation Minerals Estate is a receipt of monetary benefits from another Tribe prohibited by Title 4, Chapter 1, Section 144, Subsection C, of the Citizen Potawatomi Nation Tribal Code.


Therefore, the Citizen Potawatomi Nation Election Committee hereby finds you to be ineligible for elected tribal office. You may appeal this decision pursuant to the Election Code of the Citizen Potawatomi Nation (Title 4, Chapter 1 of the Citizen Potawatomi Nation Tribal Code).

Respectfully,

Citizen Potawatomi Election Committee

  
Gary Bourbonnais, Chairman

  
Jenny Affentranger

  
Carrie Kieffer

  
David Bourbonnais, Vice-Chairman

  
Julie Floyd

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CHAIRMAN  
John A. Barrett



RECEIVED  
2/25/08

SECRETARY-TREASURER  
D. Wayne Trousdale

## CITIZEN POTAWATOMI NATION

February 20, 2008

Mr. Ed Gordon  
Bartlesville City Manager  
City Hall, 2<sup>nd</sup> Floor  
401 S. Johnstone  
Bartlesville, OK 74003

Dear Mr. Gordon:

Today I received a copy of a letter from a woman named Diana Brasfield who has an unfortunate history with our tribal government. She claims in her letter, addressed to you, that the Citizen Potawatomi Nation has legal jurisdiction, to the exclusion of the City of Bartlesville, over her property which you are trying to get her to clean up. This claim is utter nonsense and will absolutely not be pursued by the Citizen Potawatomi Nation.

The Citizen Potawatomi Nation has a full faith and credit agreement with the Oklahoma Supreme Court in which judgments from state court can be pursued in tribal court. The Citizen Potawatomi Nation has personal jurisdiction over its citizens anywhere they live but not their real property. We also care about the quality of life issues embodied in municipal codes on property maintenance and the responsibility of all property owners to obey the law. We support your efforts.

Should the City of Bartlesville wish to also pursue its court action in our courts against Brasfield to force her to clean up the pigsty or what ever she is maintaining in violation of the law, we would welcome the opportunity for cooperation. Our tribal statutes also prohibit her from certain types of nuisance behavior.

She is a citizen of Bartlesville, Oklahoma, and the Citizen Potawatomi Nation. She has an obligation to obey the laws of both of these communities.

Sincerely,  
CITIZEN POTAWATOMI NATION

  
John A. Barrett  
Tribal Chairman

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