



# Arkansas Cherokee Phoenix

Cherokees of Arkansas and Missouri  
P.O. Box 1322, Dover, AR. 72837-1322  
Phone: 479-331-0322 Fax: 479-331-0323  
Volume 1 – Issue 3 September-October 2006

## The Lost Cherokee of Arkansas and Missouri Tribal Members:

Many of you have called because you received a newsletter from the corporation, the Lost Cherokee of Arkansas and Missouri, Inc. in which it was stated that you (our tribal members) are owned by the corporation. You have asked that we review what has happened since many of you did not receive the first official newsletter of the tribe.

On Sunday morning, July 16, 2006, Cliff Bishop and Curtis led a group which included some of the council members, made a raid on the tribal headquarters in Dover and stole all of the files belonging to the tribe. They also stole personal property belonging to the volunteers that worked in the office as well as some of the councilman. The Tribal flag that was designed, bought and paid for by Dub Maxwell was also taken. There is legal action pending as the corporation does not own the files. BIA in Washington was notified. Mr. Bishop did try to get the office moved to Conway but BIA came back with their decision that the office at Dover would remain the Official Tribal Headquarters. We currently have hundreds of petitions requesting we go to court to retrieve their files back and many have called the prosecuting attorney's office. If you wish to call the prosecuting attorney's office in Russellville, his name is David Gibbons and you can reach him at 479-968-8600.

In the August newsletter that was put out by the corporation, it was stated that all of the files were owned by the corporation and that there was not a "tribe" until the Bureau of Indian Affairs designates LCAM, Inc. with federal recognition status. Please understand the BIA will never designate a corporation (which now consists of only two members) as federally recognized. They only recognize a tribe. We are to operate and function as a tribe, this is per their

requirements. If you have any doubt, call Ms. Pierce @ 202-513-7666.

Judge Clawson in his decision clearly states we are two separate entities. In Court it was stated the corporation was paid to hold and process the files. Judge Clawson referred to them as a "holding company". Once they processed the paperwork, the job for which they were paid for ended and they did not in anyway own the files. They knew what they did was not legal but the two headmen convinced some of the councilmen that we could never achieve federal recognition without them (the corporation).

When they were removing everything from the Dover office, Councilman Jim Davis asked Cliff Bishop why were they doing this? Mr. Bishop's answer was "I own the corporation, I own the tribe, and I can do as I ---- well please!

The August newsletter goes on to state that July 26<sup>th</sup>, the two headmen and some of the council made a unanimous vote to remove Dub Maxwell as a Headman. However, if you check the records at the Secretary of State office, you will find that Cliff Bishop and Curtis Smith had Dub Maxwell removed from the Corporation on June 1, 2006. The meeting in July was simply to cover up what they had already done. Many people are not aware that it was Dub Maxwell that started the Lost Cherokee of Arkansas and Missouri and that he was the original incorporator of the Corporation.

They had also removed Dud Maxwell from the Corporation's bank account without his knowledge. From June 1<sup>st</sup> to July 16<sup>th</sup>, Dub Maxwell knew nothing of their plans.

On July 26<sup>th</sup> at their own private meeting, they removed Phillip Hubbard, Jim Davis, and Doug Cotter as councilmen. These meetings were to follow Roberts Rules of Order but they have managed to violate almost all of the rules. They have attempted to make these changes in Washington but they have not been successful and they will not be successful. Our Headman

# ARKANSAS CHEROKEE PHOENIX

And councilman are sorry for the turmoil and trouble these people have caused our tribe

All of the people whose files were in suspense have in the past couple of weeks received a notice they have 15 days to send in their \$30 or their records will go into the incomplete file. BIA was notified a long time ago that our roles were closed as of July 31, 2004. This notice was signed by all of the headmen and council and sent to BIA. Everyone was told the rolls would not reopen until we received Federal Recognition. **BUT** the Corporation is in need of **money!** They have a \$1200 accountant bill they must pay before they can retrieve the books needed to turn into Judge Clawson's court. This is strictly for the benefit of the Corporation and not the tribe.

To tell people they can now enroll and their papers will be submitted to BIA is wrong. In order to have reopened the files, there would have been a Council resolution passed and would have to be signed off by all of the nine councilmen and sent to BIA informing them of what they were going to do.

According to Headman Dub Maxwell no resolutions or elections coming from the Conway office is legal and as such will not be recognized by BIA. Both headmen Cliff Bishop and Curtis Smith have made calls to Headman Maxwell and Councilman Hubbard trying to get them to sign off on the move to Conway. Both have refused.

We hope that we have answered all of the questions, please feel free to call our office if you have additional questions, 479-331-0322.

**T**HE LOST CHEROKEE NATION TRIBAL ASSOCIATION, INC. is not associated with the corporation at Conway. We are associated with the "tribe" of the Lost Cherokee of Arkansas and Missouri at the Tribal office in Dover. The corporation does not in any way affect the filing in Washington as the filing was by the tribe not a corporation. All of the officers and directors are tribal members whose files have been updated and are complete and whose families go back to the old Arkansas Reservation. The Headman and the three remaining councilmen played an integral part in the formation of the new corporation. The new corporation and the tribe are separate because we have to make sure the problem we have now will never be allowed to happen again. We can

assure you that anyone who has been convicted of a felony will not be allowed to serve on this corporation that represents our tribe.

We want to take this opportunity to thank all of our people who have given of their time and money to stand behind us in our fight for our Tribe. Our web site is up and running @ [www.TheLostCherokeeofArkansasandMissouri.com](http://www.TheLostCherokeeofArkansasandMissouri.com)

## GREEN SHADE CEREMONY

**T**he Green Shade Ceremony was celebrated on August 25<sup>th</sup>, 26<sup>th</sup>, and 27<sup>th</sup>.

On Friday evening while all of the people were coming into the grounds and getting their travel trailers or tents set up, the Cherokee Ladies Association served sandwiches, potato salad, baked beans, hot dogs, cold cuts, deserts and drinks. We had so many people camping that it looked like a small city. The fellowship was great and so many people who had not been there before stated it was a wonderful experience.

Friday night at midnight we had an awesome sweat for both the men and women. The men's was poured by Dub Maxwell and the women's was poured by Judy Cotter.

On Saturday, the men brought the oak tree and placed it in the center of the circle. It was truly a magnificent oak. The men went through the circle for each direction and fired their rifles in proper observance of our Cherokee Culture. The fellowship and the pleasure of watching them were great. Saturday as the ladies prepared the evening meal, they prayed over all of the food. They served fresh vegetables and fruit, chicken with all the trimmings and homemade desserts. We want to say a special thank you to all of the ladies who cooked. The food was awesome.

Saturday evening sweats for the women was poured by Diane Davis and the midnight sweat was poured by Judy Cotter.

The men's sweat was poured by Phillip Hubbard. Many people commented on the sweats being very healing. There was also a special sweat poured by Diane Davis on Sunday afternoon.

It was also wonderful to see some old faces return. We would like to thank "Doc" & Waya for driving such a long way to celebrate with us.

# ARKANSAS CHEROKEE PHOENIX

After the evening meal and the sweats, everyone joined together in the center of the dance arena. Dub Maxwell did the honor of leading the eagle dance. He did a great job and the drum was fantastic.

After many dances, the ladies surrounded the drum in the center and sang in our native Cherokee language. It was truly beautiful. Everyone danced and sung until early am hours. The drum and the players were awesome. Our drummers were Phillip Hubbard, Mike Ketcherside, Doug Cotter and special guest "Doc".

## CEREMONY DATE CHANGE

Our ceremony in October has been changed to October 27<sup>th</sup>, 28<sup>th</sup> and 29<sup>th</sup>. On Friday night there will be a special prayer ceremony at 6pm, after the sacred fire is lit. Sweats on Friday night will begin between 11pm and 12pm. There will not be a dinner served on Friday night. Dinner will be served on Saturday night, October 28<sup>th</sup> at 5pm. We are asking everyone to bring a dish. We are planning main dishes of vegetable lasagna, meat lasagna, okra, squash and sandwiches. Please bring salads, desserts, chips, or drinks and for more details call the office @ 479-331-0322. No sweats are planned for Saturday and Sunday is open. There will be a brush arbor service on Sunday, October 29<sup>th</sup>, @ 10:30am. Lunch will be served afterwards. Be sure and check our web site.

The ceremony at the Medicine Bowl is scheduled for October 21<sup>st</sup> and 22<sup>nd</sup>. If you need a motel for the event, call 573-325-4416. We look forward to seeing everyone there.

## Meeting in Deer on October 7, 2006

The meeting in Deer was standing room only. Many questions were asked and answered. People were very upset about everything that has happened. On Monday, October 9, a person that had attended the meeting went to Conway to retrieve their files. They took with them a notarized statement from their family giving them the right to pick up their files. But they refused to give them their families files stating the family member would have to come themselves to pick up their files. This is illegal. Your files are like medical files, they belong to you and you have a right to pick

them up. For them to refuse to do so, you have grounds for legal action against them.

Your representative for Newton County is Dennis Gilmore @ 870-294-5337. Lori Reddell is also available for additional information @ 870-294-5523.

We wish to thank all of those that came to the office or sent in by mail, a complete copy of your records to replace those that were stolen.

## Regular Council Meeting at Dover

The regular monthly council meeting was held on October 14, 2006 beginning at 12am. Again the meeting was standing room only with many new people from California and Missouri. The meeting was called to order by Headman Dub Maxwell. Opening prayer was by Mike Ketcherside. Again many questions were asked. There were people from Deer who were there for the first time because they had understood in the past that they were not supposed to come to a council meeting. We want everyone to know they are welcome to come to any of the council meetings.

We had families who drove in from Oklahoma and we took the time necessary to copy and remake their files. We appreciated their donations.

The Tribal Council wishes to thank all of those who attended the monthly meeting and we appreciate the donations of \$708 that was given on Saturday.

Officially on Saturday, October 14<sup>th</sup>, the two Headmen, Bishop and Curtis, and the Councilmen Chiles, Brown, and Harness all missed their third consecutive council meetings. Their refusal to attend council meetings along with three missed consecutive council meetings at tribal headquarters in Dover, constitutes removal from the tribal council.

Resolution #11242003, certification of documented petition for federal acknowledgment will be posted on our web site for everyone to read. You will see it clearly states "**Tribe**" not "**corporation**".

Resolution # 7262006—This clearly shows where the Corporation is attempting to amend the name on Petition #204 for federal acknowledgement. The names they state on this resolution do not match the original petition. Please be advised that the Lost Cherokee of Arkansas and Missouri, **Inc. is not listed with**

# ARKANSAS CHEROKEE PHOENIX

**the Bureau of Indian Affairs. The corporation at Conway has no part in the federal recognition process.** They will never receive federal recognition as a corporation.

The Conway office is now issuing cards to people and using numbers that were originally left blank. Their cards will show the official cut off date of July 2004. This has put all of our federal recognition process in jeopardy, simply because of monetary gain. Bureau of Indian Affairs has been notified. The Lost Cherokee of Arkansas and Missouri (Tribe) has officially labeled the Conway office a **splinter group**.

**Only the Lost Cherokee of Arkansas and Missouri (Tribe) are in the process of completing their second TA review.**

**T**Here is only one tribe, **The Lost Cherokee of Arkansas and Missouri, Petitioner #204**, and they are located at 281 East Camp Street, Dover, Arkansas 72837. The telephone number is 479-331-0322, fax number is 479-331-0323. This address, telephone number and fax number are on file with the Bureau of Indian Affairs in Washington D.C. Headman Dub Maxwell is still listed as the contact person for our tribe. Conway can not change this. It is time for our tribe to get on with the job at hand, which is to work on our 16-page TA review documentation.

## **A** Mother's Love

Go to our web site and read this amazing story of a Mother's love and courage.

### **Ozark Memories Day, September 30<sup>th</sup>**

**O**ur people led the parade through town for the celebration of Ozark Memories Day. Our booth was decorated in keeping with our Cherokee culture. We made a profit after expenses of \$118 with additional donations of \$55.00. Our council wishes to thank all of the volunteers that worked so hard that day to make it a success.

### **LETTER TO THE EDITOR**

Dear Editors,

**I**would like to thank you and all your hardworking volunteers for printing the truth about the problems that have recently surfaced

in our tribe. Even though the original corporate newsletter is supported by paid subscriptions, they print shadowed half-truths and what they want the people to know. It is imperative that we all subscribe to the Arkansas Cherokee Phoenix to know the whole story. I urge all members to send a \$20 check for a 1-year subscription to P. O. Box 1322, Dover, AR 72837. If you already have, many thanks!

While on the subject of money, I don't think that many of our tribe realizes that a very few members are paying for everything. Until we receive Federal Recognition, we have to depend on donations to keep up the fight. I am ashamed for the people who ask "What's in it for me?" and "When do I get any money?" No one will ever get anything or benefit from our councilmen's hard work if we don't get recognized. Our office has to stay open and pay its bills. The tribe needs everyone to dig in and give a little. My husband and I make and have always made a monthly donation. Due to our files being stolen, the tribe will have legal expenses and attorney's fees to pay on top of every day operating cost. Because our files were stolen, our tribe is required to spend money that otherwise could go for other much needed items. Is it fair that a handful of people should carry the entire tribe of 8000 potential members? I don't think so! I urge every cardholder or applicant to send \$2 or \$3 per month. That would pay most of the upcoming legal expenses. If members would give up 1 pack of cigarettes or a 6 pack of soda once a month and send that amount to the tribal headquarters at Dover, they could continue to work towards our goals. The office in Dover is staffed with dedicated and talented volunteers and no one, I repeat, not one person in our Dover office receives a salary or a paycheck. It's time to come forward with monetary support for the tribe. Remember any amount is greatly appreciated and donations are **INCOME TAX DEDUCTIBLE**. Please send donations to P. O. BOX 1322, DOVER, AR. 72837

Respectfully Submitted, Marilyn Bailey

**C**ongratulations to Taylor Hubbard on the 5 point buck. Good job!!

**Y**ard sale for the Tribe is November 3<sup>rd</sup> & 4<sup>th</sup> at the Dover Tribal Headquarters. Donations and help appreciated.