



# AGENDA

## ITMA

### Northwest Regional Meeting

ON

### FRACTIONATED OWNERSHIP OF INDIAN TRUST LANDS

**November 20-21, 2008**

@

**Coeur d'Alene Casino Resort Hotel  
27068 South Highway 95  
Worley, ID 83876**

### **THE ITMA INITIATIVE TO ADDRESS ISSUES OF FRACTIONATED LAND OWNERSHIP**

*ITMA seeks to generate active tribal participation in fashioning approaches to address the issue of fractionated land ownership throughout Indian Country. ITMA has hosted dialogue sessions with tribes and appropriate Indian organizations throughout the regions where the 219 allotted reservations are located to assemble knowledge and insights that have already been generated from their years of dealing with natural resources and land-based issues from their various perspectives. In addition, ITMA hosted a day-long discussion on the fractionated lands problem and obtained input at ITMA's 18<sup>th</sup> Annual Conference held in October 2008.*

*From these sessions, ITMA will present to the Federal government and Congress the perspectives and issues presented by tribes and Indian land owners, and recommendations for dealing with fractionation issues in consideration of tribal economies, jurisdiction, and self-governance.*

***ITMA will host a national Tribal Leaders and Representatives Meeting January 8 & 9, 2009 in Phoenix, AZ to present the final report and obtain tribes' input and direction.***

Please visit ITMA's website for details: [www.itmatrustfunds.org](http://www.itmatrustfunds.org) for details.

---

**CAMAS Meeting Room.....8:30 A.M..... CONTINENTAL BREAKFAST**

**8:45 a.m. OPENING & WELCOME.....Vice Chairman Ernest Stensgar**  
Coeur d’Alene Tribe

**INVOCATION.....Coeur D’Alene Tribal Member**

**ITMA BOARD STATEMENT.....Vice Chairman Michael Finley**  
Colville Tribe

**INTRODUCTIONS.....Richard Sangrey**  
Chippewa Cree of Rocky Boy Reservation

**ITMA PROJECT REPORT & PURPOSE OF MEETING**

.....**Mary Zuni-Chalan**  
ITMA Executive Director

**9:00 a.m. HISTORY OF THE FRACTIONATED OWNERSHIP OF TRUST LANDS**

*A Power Point presentation on the history and background of the fractionated land ownership problem and how it got started, how many lands were allotted, and where we are today.*

.....**Majel Russell, Esq.**  
ITMA Legal Consultant

**9:45 a.m. THE CHALLENGES OF TRIBES TO BALANCE PROTECTING TRIBAL GOVERNMENTS AND INDIAN INDIVIDUALS**

*A Power Point presentation and open discussion encouraged on the challenges that Tribal governments face as they perform the responsibility of protecting tribal governance and tribal members rights.*

.....**Professor Richard Monette, Esq.**  
University of Madison School of Law  
*Former Tribal Chairman of Turtle Mountain Band*

**12:00 Noon LUNCH (on your own)**

**1:30 p.m. OVERVIEW OF PREVIOUS EFFORTS TO RESOLVE FRACTIONATED LANDS**

*An overview of previous legislative, Administrative and tribal efforts to deal with fractionated lands. Discussion on American Indian Probate Reform Act (AIPRA) and recently released DOI ‘probate related’ Regulations.*

.....

**POSSIBLE STRATEGIES AND TOOLS AVAILABLE TO DEAL WITH FRACTIONATED LAND OWNERSHIP**

*Available alternatives and tools for tribes and individuals to consider in dealing with fractionation issues. Description of options contained in AIPRA for consolidation prior to and at probate, and management of private trusts.*

.....**Majel Russell Esq.**  
ITMA Legal Council

**3:00 p.m. Break**

---

**4:30 p.m. ITMA'S OST MONITORING REPORT**

*A primary objective of ITMA's mission is to monitor the trust reform activities of the federal government and report to Indian Country. ITMA staff meets on a regular basis with top level OST staff to obtain the latest information and share tribal concerns and issues.*

.....**Brian Gunn, Esq.**  
ITMA Legal Consultant

**5:00 p.m. RECESS until tomorrow morning**

**FRIDAY– November 21, 2008**

**CAMAS Meeting Room.....8:30 A.M..... CONTINENTAL BREAKFAST**

**8:45 a.m. RECONVENE MEETING.....**

**TRIBAL AND INDIVIDUAL LAND OWNER PRESENTATION OF SPECIFIC ISSUES WHEN ATTEMPTING TO DEAL WITH FRACTIONATION**

*Open floor discussion citing specific problems encountered by Indian individuals or tribes when attempting to resolve fractionation issues.*

**10:00 a.m. REVIEW OF ITMA FRACTIONATED LANDS PROJECT – OPEN DIALOGUE ON RECOMMENDATIONS FROM TRIBES**

*A summary of recommendations from Indian Country, Indian organizations and Indian individual obtained through recent dialogue sessions. ITMA seeks reaction and additional recommendations from meeting participations.*

- *Legislative options to further address fractionated land ownership*
- *Adequate funding for consolidation efforts*
- *Tribal management authority over land consolidation*
- *Options to address lands held by 'Where About Unknown' persons*
- *Options to address unclaimed property*
- *Options to address appraisal concerns*
- *Creation of incentives to induce willing sellers*

“Q & A” Session

**12:00 p.m. ADJOURNMENT**