

Outline - DRAFT
Mendota Mdewakanton Dakota Tribal Community
Federal Acknowledgement Petition Submission

About the Outline

Consulting Project Objective: Federal Acknowledgment Petition Submission Sent to BIA and Approved by December 31, 2021

Consultant Role: (Anita Whitaker) Non-Member, Assisting LeClaire Family as a Federal Acknowledgment Petition Submission Consultant (If the BIA requests information about writer this is the information that I would provide)

Professional Background: Regulatory Affairs Professional in the Medical Device Industry with experience writing Medical Device submissions for approval by the FDA, EU and numerous countries

Work Arrangement: Donated Time Arrangement to the Le Claire Family and Tribe - Arranged by Dick and Denise LeClaire (I will not take any financial compensation before or after the Federal Tribal Acknowledgement is approved)

This outline below was created based on the following: The BIA Office of Federal Acknowledgement has provided a “suggested outline” to document the facts that meet the “Seven Mandatory Criteria” for Federal Acknowledgement. Similar to my experience in working with the FDA and EU, when guidance is provided it is expected that the document submitted will follow the guidance provided. In this case the OFA has provided a good, easy to understand, outline with clarity regarding the specific requirements. The BIA refers to providing a “Concise Written Narrative.” The term Narrative is a confusing term. To clarify, the Narrative is made up of all of the sections that are included in the outline. The goal is to provide only the information requested, written in a concise, brief writing style, providing only the most supportive, necessary factual documents as electronic attachments. The BIA has limited time to review the Federal Acknowledgment document—every word and supportive document should be selected carefully.

My goal is to establish only the required facts written in a manner that presents the information in a writing style that will make you proud to present your tribe to the BIA. I want the reviewers to decide to approve it after reading the first page. I also believe if I can keep their interest as they read, this will be a plus! I am here to help you move this to the finish line by the end of 2021. You are “Little Crow’s Tribe” and you should be recognized as his tribe --The Mendota Mdewakanton Dakota!! (My amazing Indian friends!)

Bureau of Indian Affairs, Office of Federal Acknowledgement (OFA)

Link to PDF Original Version of BIA Outline: Documented Petition Description with a Suggested Outline for Concise Written Narrative (The outline that follows is based on this)

<https://www.bia.gov/sites/bia.gov/files/assets/as-ia/ofa/admindocs/DocPetDescWithSugOutlineForConcWritNarr.pdf>

Section 1: Introduction

- A. Official Name of Tribe: Mdo-te Mdewakantonwan Dahkota Oyate (Mendota Mdewakanton Dakota Nation)
- B. Mendota Mdewakanton Dakota Tribal Community: Headquarters Location and Address
- C. Mendota Mdewakanton Dakota Tribal Community: Tribal Headquarters Contact Information
- D. Mendota Mdewakanton Dakota Tribal Community: Living Tribal Members (Adults and Minor Children): Total Number
- E. Mendota Mdewakanton Dakota Community: Tribal Council Information
- F. Mendota Mdewakanton Dakota Community: Legal Representative and Non-Member Representative
- G. Statement of Claim
- H. The Mdo-te Mdewakantonwan Dahkota Oyate (Mendota Mdewakanton Dakota Sioux) is, and has always been, a North American/Minnesota Indian Tribe. The documented facts presented in this Petition Submission for Federal Recognition will validate this claim.

Section 2: Claim of Historical Indian Tribe

Description of the historical Indian tribe or historical Indian tribes that combined and functioned as a distinct social and political entity as it existed before 1900. (historical documents that describe Indian entities such as tribes, bands, villages, communities, your group must link back to a specific Indian entity)

- a. Introduction: The Mdo-To Mdewakantonwan Dahkota Oyate is and has always been a North American/Minnesota Indian Tribe
 1. Tribal Movement in Minnesota by Choice and by Force Reshaped Social and Political Tribal Entities Prior to 1900 (Draft Written)
 2. The Tribal Name in the Dakota Language Identifies the Tribe as a Distinct Social and Political Tribal Entity (Draft Written)
 - b. Documented archeological tribal presence near Mendota, Minnesota Prior to 1900
 - c. Earliest documented French Contact with the Mendota Mdewakanton Dakota in Minnesota
 - d. Historic timeline of events that reshaped the Tribe prior to 1900
- I. Locations of the Historical Indian Tribe Prior to 1900:**
- a. Colony/Territory/State location of historical Tribe: location of tribe at the time of events listed on the historic timeline previously presented
 - b. County/counties/region/other broad geographic area of historical Tribal Regions: location of tribe at the time of events listed on the historic timeline previously presented
- J. Description of approximate numbers of individuals in the historical Indian tribe at points prior to 1900:
Names of individuals in the historical tribe claimed as ancestors of current members**

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- a. Names listed in the McLaughlin 1899 Census and additional census documents that are determined to be factual and accurate
- b. Names listed as Signers of Treaties that Tribe Descends From: 1805 Treaty, 1837 Treaty, Traverse de Sioux Treaty, 1851 Treaty of Mendota that link to families in present-day tribe (Not a complete list)

K. Brief explanation of historical pre-1900 lists of members of the historical Indian tribe and indication of who on these lists have descendants in the current membership

- a. Names listed in the McLaughlin 1899 Census and additional census documents that are determined to be factual and accurate
- b. Names in current membership as they link to individuals listed on the McLaughlin Census 1899 and additional census documents that are determined to be factual and accurate

L. Provide Applicable Supporting Evidence: Preferably attached to Submission so Office of Federal Recognition must be able to easily locate the evidence (Evidence will Should be PDF documents attached to Bibliography and listed links to websites where PDF files cannot be created)

Section 3: Seven Mandatory Criteria

A. 83.11 (a) Identification of Indian Identity

- a. **Introduction:** Concise overview of how the petitioner meets criterion 83.11(a) from 1900 to present; the petitioner of the ancestral group, not individuals, must be identified as an Indian Entity. The tribe must be able to present electronic scans of photographs (JPG Files) and documents from 1900 to the present that prove an Indian Tribe existed for each 10-year time period as shown below: (At least one or two examples for each time period) (Any document or photograph that proves the tribe was together during each of the specific time periods listed)
- b. 1910-1919 - Distinct Indian Entity
- c. 1920-1929 - Distinct Indian Entity
- d. 1930-1939 - Distinct Indian Entity
- e. 1940-1949 - Distinct Indian Entity
- f. 1950-1959 - Distinct Indian Entity
- g. 1960-1969 - Distinct Indian Entity
- h. 1970-1979 - Distinct Indian Entity
- i. 1980-1989 - Distinct Indian Entity
- j. 1990-1999 - Distinct Indian Entity
- k. 2000-2009 - Distinct Indian Entity
- l. 2010-2021 - Distinct Indian Entity

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m. Summary (Concise Summary)

n. Evidence for Each Decade (Reference to Works Cited Organized by Section in Bibliography)

B. 83.11(b) Distinct Community

a. **Introduction:** Organize evidence in time periods that document the group's social and cultural events and activities from 1900 to the present.

b. 1900-1919 - Distinct Community

c. 1920-1939 - Distinct Community

d. 1940-1959 - Distinct Community

e. 1960-1979 - Distinct Community

f. 1980-1999 - Distinct Community

g. 2000-2021 - Distinct Community

h. Summary

i. Provide Applicable Supporting Evidence for each period (Reference to Works Cited Organized by Section in Bibliography)

C. 83.11 (c) Political Influence of Authority

a. **Introduction:** Organize evidence in periods that reflect the petitioner's political events and activities from 1900 to the present

b. 1900-1919 - Distinct Indian Community

c. 1920-1939 - Distinct Indian Community

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- d. 1940-1959 - Distinct Indian Community
- e. 1960-1979 - Distinct Indian Community
- f. 1980-1999 - Distinct Indian Community
- g. 2000-2021 - Distinct Indian Community
- h. Summary
- i. Provide Applicable Supporting Evidence for each period (Reference to Works Cited Organized by Section in Bibliography)

D. 83.11 (d) Governing Document

- a. **Introduction:** Provide a brief overview of how the petitioner meets criterion 83.11 (d)
- b. Description of Current and Past governing document
- c. Summary
- d. Provide Current and Past governing document (Reference to Works Cited Organized by Section in Bibliography)

E. 83.11 (e) Descent of Current Members from Historical Indian Tribe or Tribes that Combined

- a. Introduction – Brief paragraph with overview of all evidence previously presented and how this evidence validates the claim as a Distinct Social and Political Tribal Entity
- b. Description of Current Membership – List of Current Members in Table Form – with brief paragraph explaining how each member is validated as part of a Distinct Social and Political Tribal Entity

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- c. Description of Past Membership – Brief paragraph explaining change from past to present and how the membership validates the claim as a Distinct Social and Political Tribal Entity
- d. Explanation of Historical Lists – Brief overview of the significance of the historic lists previously presented and how these lists include a well-documented tribe with well-documented tribal leaders and validate the claim as a Distinct Social and Political Tribal Entity
 - 1. Ancestral lineage to Petitioning groups members - Brief overview of the significance of the historic lists and ancestral lineage to the current list of members and how this validates the claim as a Distinct Social and Political Tribal Entity
 - 2. Breakdown of Group based on claimed ancestors to historic tribe – Brief overview of chiefs and tribal leaders that led specific groups in the historic tribe with ancestral lineage to the current groups listed as members and validates the claim as a Distinct Social and Political Tribal Entity
- e. Summary – Brief summary of how the documented information validates the claim as a Distinct Social and Political Tribal Entity
- f. Current Membership Lists, genealogical charts and evidence
 - 1. Copies of Tribal Rolls
 - 2. Copies of Rolls directed by Congress
 - 3. Copies of Current Membership
 - 4. Ancestry Chart (**BIA-8305, OMB 1076-0104**)
 - 5. Individual History Chart (**BIA-8305, OMB 1076-0104**)

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1. Family Group Sheets for Current Members – Chart for each family Parents, Spouse, Children, birth and death dates
 2. Electronic genealogical Database in original format and in GEDCOM format – all of the current members and each previous generation linking members to the historical Indian tribe
6. Copies of Vital Records

F. 83.11 (f) Membership Composed Principally of Persons Not Members of any Federally Recognized Indian Tribe

- a. Introduction: Explanation that members are not part of any federally recognized Indian tribe
- b. Written Statement of members not affiliated with another Indian tribe
- c. Summary
- d. Supporting Evidence that members are not affiliated with another Indian Tribe – Evidence of no tribal affiliation with another tribe by affiliation with the Mendota Mdewakanton Dakota Sioux Tribe

G. 83.11 (g) No Congressional Legislation That Prohibits or Terminated the Federal Relationship (1 Paragraph) – Short paragraph confirming that no federal relationship was ever terminated

Section 4: Bibliography

- A. Works Cited by Section – (Works Cited in Section Where Work is Referenced for easy access)
 - a. Section 1 – Works Cited
 - b. Section 2 – Works Cited
 - c. Section 3 – Works Cited
 - d. Section 4 – Works Cited
- B. Supplemental Works