



"Building Commemorative Bridges  
In A Tri-Racial Setting"

# THE CAROLINA INDIAN VOICE

POST OFFICE BOX 1075

PUBLISHED EACH THURSDAY

PEMBROKE, N.C. 28372

VOLUME 10 NUMBER 22

25c PER COPY

THURSDAY JUNE 3, 1982

## LUMBEES WIN IN MICHIGAN

### In Free Tuition for Lumbees

by Bruce Barton

The estimated 2,000 Lumbee Indians who have migrated to Michigan over the last 40 or so years have won an important fight in Michigan courts which assures that their children will be able to go to colleges and universities in Michigan thanks to an Indian tuition grant waiver passed by the state of Michigan in the early 70s.

The action, in the Circuit Court for the County of Macomb, assures that Lumbee Regional Development Association, Inc. (LRDA) will be able to document and certify Lumbees now living in Michigan as Indians. This last hurdle clears the way for Lumbees to receive the free tuition offered by the state of Michigan for Indians residing in Michigan.

The court action was necessary because the Michigan Commission of Indian Affairs initially refused to certify Lumbees as Indians, thus denying them the right to the free tuition offered by the state of Michigan to Indians who could certify their "Indianness."

Said Mrs. Adelaide Locklear, formerly from the Mt. Airy Community, "this is a great day for Indians in Michigan and in North Carolina too." Mrs. Locklear was one of the organizers of Lumbees from Robeson, LRDA Branch #1, Michigan Chapter, which organized to fight the inequity. Their legal struggle was led by Robert E. McFarland, a Michigan attorney who took up the legal cudgel in their behalf. Also important in the lengthy struggle was Fred Boyd, a Cree Indian who identifies himself simply as "a civil rights and human rights activist." Said Boyd, "This is an important day for Indians. Now Lumbee children can go to college because of their legal standing as Indians. I am glad and honored to have played a small part in

this struggle."

The state of Michigan, in an agreement between parties, agreed to treat Lumbee Regional Development Association, Inc. (LRDA) of Pembroke, North Carolina as a bona fide Indian tribe qualifying as a "tribal authority" within the meaning of the free tuition waiver for Indians legislation in Michigan.

The agreement also agrees to reimburse plaintiffs Flora Locklear Mooney and Charles L. Chavis, two Lumbees who sued the state of Michigan for the right to attend schools of higher education under the free tuition waiver offered to Michigan Indians, for monies spent by them in pursuit of their education in the

amount "up to \$1,000."

Ms. Locklear said, "countless people were involved in this struggle, both in Michigan and North Carolina." She thanks, specifically, "Mrs. Ruth Woods, who heads Robeson County's Indian Education Project; Ed Chavis, who heads the Lumbee Enrollment Project for LRDA; Lumber River Legal Services in Pembroke; Mrs. Janie M. Locklear; Michigan Senator Carl Levin; Rep. Charlie Rose; Bruce Barton; Michigan State Senator Jackie Vaughn, who introduced the free tuition waiver for Michigan Indians; and, most of all, the Indians of Michigan who would not be denied their rights as Indians."

## N.C. Court of Appeals Upholds \$375,000 Wrongful Death Judgment Against CP&L

RALEIGH--The North Carolina Court of Appeals has upheld a \$375,000 'wrongful death' judgment against Carolina Power & Light (CP&L) in the death of Daryl Ivan Beck in 1978.

The award goes to his widow, Sheila Locklear Beck of the Saddletree Community. CP&L has appealed the case again, this time to the North Carolina Supreme Court. But knowledgeable legal sources say that the appeal is likely to continue to be upheld.

A Wake County jury had ruled in her behalf on February 13, 1981, awarding Ms. Beck \$375,000 under the N.C. Wrongful Death Statute. The action arose out of the death of her husband, Daryl Ivan Beck, on July 2, 1978 by electrocution. Beck was also the son of Ms. Beulah Hardin Beck of the Saddletree Community.

He was found lying under a guy wire attached to a CP&L pole with severe burns on the palm of his right hand and the soles of his feet. As there had been an electrical storm in the same area the day that he was found many believed that he had been struck and killed by lightning.

Fortunately for the family, however, some did not believe he had been killed by lightning, including Ronald Hammonds, formerly a longtime, first class linesman with CP&L. Hammonds, also a resident of the Saddletree Community, is now a farmer and a member of the Robeson County Board of Education.

As soon as Hammonds saw the scene of death he described the fatal pole as a "death trap," based upon his previous experiences as a linesman with CP&L.

Because of suggestions by Hammonds many photographs were taken of the pole and scene before it was later altered by CP&L.

### Local Attorney Dexter Brooks Leads Legal Effort

Pembroke attorney Dexter Brooks, a member of the Pembroke law firm, Locklear, Brooks & Jacobs, led the legal team in behalf of Ms. Beck. He was ably assisted by Raleigh attorneys Bill Thorp and Anne Slikfin.

Dexter Brooks, the Indian attorney who spearheaded the defense is well known locally for his work in the landmark federal case which broke double voting in Robeson County and the case which forced the reapportionment of the county commissioner districts, thereby resulting in the election of a third Indian commissioner.

Brooks is also considered the founding father of Lumber River Legal Services in Pembroke, a particularly effective advocate for poor people in the area.

Since becoming an attorney Brooks has earned a reputation for competence in the area of civil law in a series of cases, including the now celebrated case brought by a white, non-resident land owner against the town of Pembroke-- Alfred W. Cook.

## Lew Barton to speak on Race Unity Day

On Sunday, June 13, 1982, Race Unity Day will be sponsored by the Baha'is of the United States. The Baha'is faith is one which reminds us all that all men and women belong to one family under one God, and that knowledge of this central fact carries along with it the responsibility to respect and be helpful to all.

The theme of this year's observance is, "Mankind Is One, Under God." And it is upon this subject that Barton will concentrate.

"I like to think of what's engraved on every coin minted in the United States," he says. "E PLURIBUS UNUM, which literally means 'One out of many.' Or 'Out of many, one.'"

Out of many nationalities, all four races, every language on earth, virtually all religions, all religious beliefs, practically, one nation has emerged. Out of many, if indeed not most of the world's

valuables, one nation has been formed. When the founding fathers envisioned such a possibility, other people of the world said it would never work.

Well, guess where the founding fathers went for ideas upon which to found the Constitution of the United States?

They went for a model to the document of the Confederacy of Iroquo Nations, for one source. And thus we see that the ideas of American Indians, concerning liberty and other matters, definitely marked our constitution!

European-Americans were definitely in search of a workable formula under which different people of widely differing backgrounds could function harmoniously in the pursuit of happiness. Our present Constitution is the closest thing to it ever fathomed by the mind of man.

## A Quiz on the County Budget

Note: Winner will receive free subscription to the Carolina Indian Voice.

The County Commissioners are in the midst of making important decisions on the County Budget. Their decisions affect all of us. Discussion on the new Budget will continue at the Commissioner's regular meeting next Monday night, June 7, at 5 p.m. To see how informed, or misinformed, citizens are, the Carolina Indian Voice has prepared this Budget Quiz for you. Fill it out and return it to the Indian Voice office by mail or hand by 5 p.m. on Tuesday, June 8. Save a copy and use it in your schools. The contest is open to all citizens except appointed or elected officials of the county. The winner will be announced in next week's edition. So look for the correct answers and the winner in next week's edition!

1. The largest debt (\$16 million) facing our county is from the  (A) School Bond  (B) Water Bond  (C) Delinquent Taxes  (D) Community Development Projects.

2. Professional Costs will be up \$1,000 for the Commissioners due to increasing:  (A) Salary raises  (B) Law suits and tax foreclosure suits  (C) amount of county services  (D) Conference fees and travel costs.

3. County expenses will be up over \$35,000 due to the cost of:  (A) Transportation  (B) Expended services  (C) Utilities  (D) Sanitation.

4. The annual salary for each County Commissioner is:  (A) \$4,200  (B) \$5,000  (C) \$6,400  (D) \$7,800.

5. The annual salary for the Chairman of the County Commissioners is  (A) \$4,400  (B) \$7,800  (C) \$9,000  (D) \$10,200.

6. Of the major service agencies, which one receives no general funds from the County:  (A) Agriculture Extension  (B) Dept. of Social Services  (C) Health Dept.  (D) Mental Health Dept.

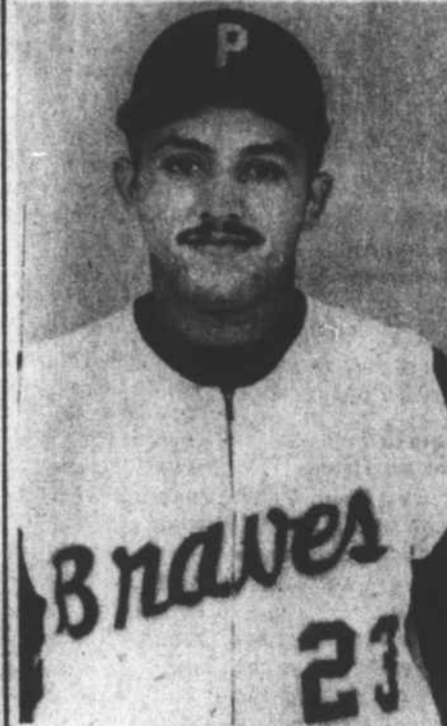
7. County revenue sharing funds of over \$2 million are received from:  (A) Delinquent taxes and used for specific projects  (B) Federal grants and used for specific projects  (C) State grants and used for community development projects  (D) Federal grants and used for any approved project.

8.  True or  False: Members of the Agricultural and Industrial Commission are paid \$600 per year for serving on the Commission.

9. About how much revenue does the county raise for each 1c increase in the tax rate:  (A) \$50,000  (B) \$100,000  (C) \$150,000  (D) \$200,000.

10. The operating budget for Robeson County for one month is about:  (A) \$1/2 million  (B) \$1 million  (C) \$1 1/2 million  (D) \$2 million.

## FORACE OXENDINE: AN ALL AMERICAN



Forace Oxendine

by Gary Splitter  
PSU Sports Information  
Pembroke-Forace Oxendine, the slugging first-baseman at PSU, has been named first team All-American in the National Association of Intercollegiate Athletics (NAIA).

Oxendine, a Pembroke native makes the fifth PSU baseball player to ever gain the honor at PSU.

"It's a great honor and that's half of what I have dreamed of this year," commented Oxendine. "I want to be the first father-son combination in the PSU Athletic Hall of Fame."

Oxendine continued, "My attitude this year had a lot to do with receiving this honor as I wanted to prove to myself that I could do it. The key to my success was some luck and the Good Lord upstairs helps alot."

Hoping to graduate in the fall of 1982, Oxendine still dreams of having a chance to play pro ball.

"I wish I could get drafted to just show what I can do," Oxendine stated. I believe the saying of 'Winners never quit' and 'quitters never win.' PSU Head Coach Harold Ellen also had praise for the PSU senior.

"Forace had a super year and worked hard for All-

American," Coach Ellen said. "He is the first player ever to have batted .500 during my tenure and I truly believe he can hit on anyone, including the majors."

Only four baseball players have gained first team All-American honors before Oxendine and the Braves have not had a player on the honorable rolls since 1973. Mike Carruthers (1967 and 1968) was the first All-American in baseball at PSU. Carruthers is also a member of the PSU Athletic Hall of Fame.

The second first team All-American in baseball was in 1970, shortstop Ronnie Collins. In 1971, pitcher Rick Coffin was the third PSU player to gain first team All-American laurels. Then in 1973, hurler Ron Norman was the last player named to the squad. Forace is the fifth to gain first team All-American honors in PSU baseball history.

Forace had an excellent baseball season leading the team in batting (.500), hits (44) doubles (13), triples (2), and home runs (7). He also led the team in walks (19) and RBI's (31).

Nationally in the NAIA National Statistics, Forace is fourth nationally in batting with the nation's leader being d Nagehout of USD-Spring field batting .524. Forace is first in the nation in batting frequency with 44 hits in 24 games for a 1.83 average. Forace ranks also as the nation's best in doubles for 1982 with 13 in 24 games for a .54 average.

As far as PSUschools records, Forace set the new record for batting (.500) breaking Mike Carruthers record of .457 set in 1965. Oxendine finished second with his 13 doubles in a single season behind Carruthers with 15 also in 1965. Oxendine also took fifth for total bases (82).

Oxendine posted a fine slate of post-season honors: "Carolinas Conference Player of the Year," "NAIA District 26 Player of the Year," "NAIA Area VII Player of the Year," and now NAIA First Team All American.

## Receives Certificate of Appreciation from Sheriff



Sheriff Robert Stone (left) is shown presenting a Certificate of Appreciation to John Marvin Carter, Jr. for an act of bravery when he came to the aid of law

enforcement officials recently when a female was attacked by two males and he in the hand with a knife drove to the scene. Carter helped officials subdue the assailant.