# American Indian Law Review

Volume 16 Number 2

1-1-1991

Front Matter (Administration & Faculty Listing, Masthead, 1990-1991 Indian Law Writing Competition Winners, and Table of Contents)

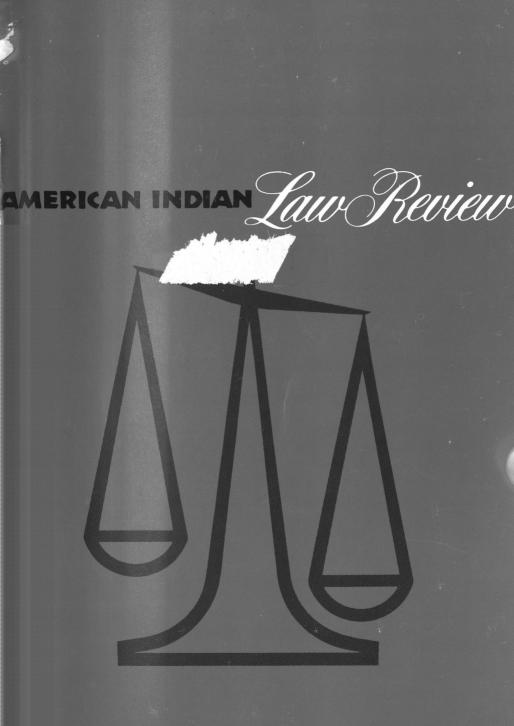
Follow this and additional works at: https://digitalcommons.law.ou.edu/ailr

Part of the Indigenous, Indian, and Aboriginal Law Commons

## **Recommended Citation**

Front Matter (Administration & Faculty Listing, Masthead, 1990-1991 Indian Law Writing Competition Winners, and Table of Contents), 16 AM. INDIAN L. REV. (1991), https://digitalcommons.law.ou.edu/ailr/vol16/iss2/1

This Front Matter is brought to you for free and open access by University of Oklahoma College of Law Digital Commons. It has been accepted for inclusion in American Indian Law Review by an authorized editor of University of Oklahoma College of Law Digital Commons. For more information, please contact Law-LibraryDigitalCommons@ou.edu.



## **UNIVERSITY OF OKLAHOMA COLLEGE OF LAW**

#### ADVERTISING SPACE AVAILABLE

The American Indian Law Review has the following advertising space available on a quarterly issue basis:

1 time: 1/2 page, \$50; full page, \$90; inside front cover, \$120 4 times: 1/2 page, \$180; full page, \$300; inside front cover, \$360 Size: 28 picas wide; 48 picas deep Form of advertisement: black and white only, no color; repro or film For information on advertising deadlines, call (405) 325-5191

Contact: Advertising, American Indian Law Review 300 Timberdell Road Norman, OK 73019

#### **REVISED WRITER'S GUIDELINES**

Writer's guidelines are available free to authors who wish to submit articles to the *American Indian Law Review*. To receive a copy of the guidelines, send an SASE to: American Indian Law Review, 300 Timberdell Road, Norman, OK 73019.

v has published a Cumulative Index rice is \$4.00.
Number to copies:
Payment included:
Bill me:

Volume XVI, Number 2

AMERICAN INDIAN law Review



## THE UNIVERSITY OF OKLAHOMA COLLEGE OF LAW

### **ADMINISTRATION**

David Swank, B.A., J.D., Dean of the College of Law, Director of the Law Center, and Professor of Law.

Teree E. Foster, B.A., J.D., Associate Dean, College of Law, Associate Director of the Law Center, and Professor of Law.

Keith N. Bystrom, B.S., J.D., Director of Clinical Legal Education, and Professor of Law.

Rennard Strickland, B.A., M.A., J.D., S.J.D., Director, American Indian Law and Policy Center, and Professor of Law.

William R. Watson, B.GS., J.D., Director of Continuing Legal Education.

Annette H. Prince, B.A., J.D., Director, Legal Assistant Education.

Michal W. Gray, B.A., Assistant Director, Law Center, for Finance and Administration. Sue T. Velie, A.B., M.A., Placement Director.

Lee Shahan, B.A., M.A., Assistant Director, Law Center, for Law Student Services. Maria E. Protti, A.B., M.L.I.S., Cert. Information Management, Interim Director of

Law Library and Adjunct Assistant Professor of Law. Michael F. Waters, B.A., M.A., Editorial Advisor for the Law Reviews.

Ovetta R. Vermillion, Assistant to the Dean.

This Publication, printed by Western Newspaper Publishing Co., Inc. is issued by the University of Oklahoma College of Law as authorized by Dean David Swank. 1,000 copies have been prepared and distributed at a cost of the state of Oklahoma of \$4,000.

#### FACULTY

Keith Bystrom, B.S., J.D., Director of Clinical Legal Education, and Professor of Law. Randall T.E. Coyne, B.Music Educ., J.D., Associate Professor of Law

Frank Elkouri, B.A., LL.B., LL.M., S.J.D., George Lynn Cross Research Professor of Law Emeritus.

Jonathan B. Forman, B.A., M.A., J.D., Associate Professor of Law.

Teree E. Foster, B.A., J.D., Associate Dean, College of Law, Associate Director of the Law Center, and Professor of Law.

George B. Fraser, A.B., J.D., LL.M., David Ross Boyd Professor of Law Emeritus.

Ruth Gana, LL.B., B.L., LL.M., Crowe-Dunlevy International Visiting Assistant Professor of Law

Daniel G. Gibbens, B.A., J.D., LL.M., Regents' Professor of Law.

Mark R. Gillett, B.A., J.D., LL.M., Associate Professor of Law.

Peter E. Graves, B.A., J.D., LL.M., Associate Professor of Law.

William A. Grimes, B.S., LL.B., LL.D., LL.D., LL.D., Visiting Distinguished Professor of Law.

Richard W. Hemingway, B.S., J.D., LL.M., Eugene O. Kuntz Professor of Law.

Anita F. Hill, B.S., J.D., Professor of Law.

Drew L. Kershen, B.A., J.D., LL.M., Professor of Law.

F. Stephen Knippenberg, B.A., J.D., LL.M., Visiting Associate Professor of Law.

Eugene O. Kuntz, A.B., J.D., LL.M., Dean Emeritus, George Lynn Cross Research

Professor of Law Emeritus and Alfred P. Murrah Professor of Law Emeritus.

Peter B Kutner, B.A., J.D., Professor of Law.

Joseph C. Long, A.B., J.D., LL.M., Professor of Law.

William J. McNichols, A.B., J.D., Professor of Law.

Judith L. Maute, A.B., J.D., LL.M., Professor of Law.

Fred H. Miller, A.B., J.D., George Lynn Cross Research Professor of Law.

Marian P. Opala, B.S., J.D., LL.M., Vice Chief Justice, Oklahoma Supreme Court, Adjunct Professor of Law.

Joyce D. Palomar, B.S., M.A., J.D., Associate Professor of Law.

Jerry R. Parkinson, B.S., J.D., M.P.A., Assistant Professor of Law.

Elbridge D. Phelps, A.B., J.D., S.J.D., David Ross Boyd Professor of Law Emeritus.

Maria E. Protti, A.B., M.L.I.S., J.D., Cert. Information Management, Interim Director of the Law Library and Adjunct Assistant Professor of Law.

Osborne M. Reynolds, B.A., J.D., LL.M., S.J.D., Professor of Law.

Robert E.L. Richardson, B.A., J.D., LL.M., Professor of Law.

Theodore P. Roberts, B.S., J.D., Professor of Law.

Kevin W. Saunders, A.B., M.S., M.A., Ph.D., J.D., Associate Professor of Law.

Leisha A. Self, B.S., J.D., Associate Professor of Law.

Michael A. Scaperlanda, B.A., J.D., Associate Professor of Law.

Robert B. Smith, A.B., J.D., Director, Legal Research and Writing, and Professor of Law.

Robert G. Spector, B.S., J.D., Professor of Law.

Rennard Strickland, B.A., M.A., J.D., S.J.D., Director, American Indian Law and Policy Center, and Professor of Law.

David Swank, B.A., J.D., Dean of the College of Law, Director of the Law Center, and Professor of Law.

William Murray Tabb, B.A., J.D., LL.M., Visiting Associate Professor of Law.

Harry F. Tepker, Jr., B.A., J.D., Professor of Law.

John TeSelle, B.S.M.E., J.D., LL.M., Professor of Law Emeritus.

Rodney J. Uphoff, B.A., M.S., J.D., Associate Professor of Law and Associate Director of Clinical Legal Education.

Rollin Dale Vliet, A.B., LL.B., LL.M., S.J.D., David Ross Boyd Professor of Law Emeritus.

Leo Howard Whinery, A.B., LL.B., LL.M., Alfred P. Murrah Professor of Law. http://digital.com/one.law.ou.bu/ail/vDl16/kss2/diate Professor of Law.

Except as otherwise expressly provided, the author of each article in this volume has granted permission for copies of that article to be made for classroom or similar educational usage, provided that (1) copies are distributed at or below cost, (2) author, journal, date, and page are identified, (3) proper notice of copyright is affixed to each copy, and (4) *American Indian Law Review* is notified of intended usage. In all other cases of proposed reproduction, the *American Indian Law Review* must be contacted for procedural requirements.

The American Indian Law Review ISSN 0030-1752 is edited and compiled at the College of Law, University of Oklahoma, Norman, Oklahoma 73019. Published semiannually, it is printed by Western Newspaper Publishing Co., Inc., Copyright 1991 by the American Indian Law Review. Member, National Conference of Law Reviews.

Subscription rate is \$10.00 per year. Subscriptions are continued unless notice of discontinuance is received. All prices are subject to change without notice. Address subscriptions and requests for advertising rates to Agent, American Indian Law Review, Room 335, College of Law, 300 Timberdell Road, Norman, Oklahoma 73019.

Correspondence concerning contributions, books for review, and all editorial matters should be addressed to the Editor-in-Chief, American Indian Law Review, College of Law, 300 Timberdell Road, Norman, Oklahoma 73019.

Contributors are asked to submit manuscripts on plain bond paper, typed double-spaced, quoted materials clearly indicated, and with all footnotes typed double-spaced separately from the text. Single-spaced typing is unacceptable. Please follow the *Chicago Manual of Style* for text and *A Uniform System of Citation* for legal sources.

Cite this issue as: 16 AM. INDIAN L. REV. \_\_\_\_ (1991).

## AMERICAN INDIAN LAW REVIEW

Kathleen R. Supernaw Editor-in-Chief

Tamela R. Hughlett Managing Editor

Julie K. Simmons Articles Editor

Robert M. Cheadle Federal Recent Developments Editor

Dena L. Silliman W. Ross Eaton Associate Editors Larry E. Goins Assistant Managing Editor

> Mike McBride, III Note Editor

Michelle L. Brown Writing Competition Editor

Charles Morris Special Features Editor

#### STAFF

Cynthia Abbas Kenneth E. Adair Kevin Anderson Bradley P. Bonsall **Kimberly Brasher Eb** Bright June Camille Bush Julie K. Carter **Cammie Caskey Durand** Crosby Peter D'Alessandro Patrick J. Ehlers Angela K. Fenwick **Denise** Fletcher Lisa R. Frazier **Rick** Grellner Michael Hammer Stephanie Harmon Tom A. Hemry Edward Janecek II Patricia Kern Steven Langer Gretchen Loard Charles A. Mallard Sara McFall Pam Mitchell Lisa Monsour

D. Lynn Mooreland Kathryn Morton -Stacy S. Nelson-William Ralph Norman, Jr.-Nick D. Pantalone -Laura Parker -Jon K. Parslev-Cheri Perfect-Marsha Phillips-Julie M. Reding-Michael W. Ridgeway-David Rockett -Susan Rogers -Larry L. Sandifar-Tanya Secrist ~ Anna Self B. Michael Shanbour Sherry L. Shepherd An Thu Tran-Norma Walker -Richard Wall -Richard Walsh-Laura Winters Don Wright-Anna May Wyat-George Zachos -Kathryn Zynda

#### **1990-1991 INDIAN LAW WRITING COMPETITION WINNERS**

First Place: Eric Eisenstadt (Cardozo School of Law) Second Place: Ronald Berutti (Seton Hall University School of Law)

Third Place: Ted Wills (Ohio State University School of Law)

## CONTENTS

ARTICLES	
Judicially-Suggested Harassment of Indian Tribes: The Potawatomis Revisit Moe and Colville	
Michael Minnis	289
Survey of Civil Jurisdiction in Indian Country 1990 Sandra Hansen, Esq.	319
The Application of the National Environmental Policy Act to "Development" in Indian Country	
Dean B. Suagee	377
Notes	
The Iroquois Great Law of Peace and the United States Constitution: How the Founding Fathers Ignored the Clan Mothers	497
	471
Tribal Jurisdiction Over Indian Children: Mississippi Band of Choctaw Indians v. Holyfield	533
Indian Probate: Can an Adopted Indian Child Receive Trust Property As an "Heir of the Body" Under an Indian Will?	559
The Development of Minimum Standards for the Protection and Promotion of Rights for Indigenous Peoples	575
Federal Recent Developments	597
Special Features	
Navajo Nation Council Reforms	613
BOOKS RECEIVED	619