

MEMORANDUM OF UNDERSTANDING

Between

THE STATE OF SOUTH CAROLINA, THE CATAWBA INDIAN
TRIBE, AND THE OFFICE OF INDIAN AFFAIRS OF THE
UNITED STATES DEPARTMENT OF THE INTERIOR

THIS MEMORANDUM OF UNDERSTANDING, between the State of South Carolina, acting by and through the Committee created in the Deficiency Appropriation Act of 1943, approved April 17, 1943, the Catawba Indian Tribe in South Carolina, acting by and through its business committee, and the Office of Indian Affairs of the United States Department of the Interior,



WITNESSETH:

WHEREAS, it is to the mutual benefit of the State of South Carolina and of the Catawba Indians in York County, South Carolina, that the Catawba Indians be rehabilitated upon a self-sustaining basis, and accorded equal treatment with other citizens, without discrimination; and

WHEREAS, the State of South Carolina has requested the cooperation of the Office of Indian Affairs in the rehabilitation of the Catawba Indians; and

WHEREAS, the Office of Indian Affairs, with the financial and technical aid of the State of South Carolina, is desirous of rehabilitating said Catawba Indians, and in furtherance of such purpose, to aid them in conducting non-profit activities and other social, educational and welfare activities;

NOW, THEREFORE, the parties to this Memorandum of Understanding do hereby agree to supply the following aid and assistance for the purpose of promoting the rehabilitation of the said Indians:

THE STATE OF SOUTH CAROLINA

The State of South Carolina by its signatories hereto, agrees:

- (1) To contribute for the welfare of the Catawba Indians the sum of \$75,000 for these purposes:
 - (a) To purchase therewith for the use of the Catawba Indians such lands as may be agreed upon by the State of South Carolina and the Office of Indian Affairs, title to such lands to be in the State of South Carolina for the Catawba Indians and the lands to remain exempt from taxation; any necessary fees incident to the purchase of said lands shall be considered as a part of the cost of the lands.
 - (b) The remainder of the \$75,000 not needed for the purchase of lands, to be made available to the Federal Government for expenditure through the Office of Indian Affairs to carry out the purposes of this Understanding.
- (2) To convey the lands and improvements thereon and appurtenances thereunto belonging, now within the boundary lines of the present Catawba Indian Reservation, formerly set aside by the State of South Carolina, together with such lands and improvements as may be acquired pursuant to (1) (a) hereto, to the United States in trust for the Catawba Indians whenever the Secretary of the Interior shall determine that such transfer

is desirable and it appears that the United States is legally authorized to accept title to such lands in trust for the Catawba Indians.

(3) To recommend to its next convening General Assembly the passage of appropriate legislation for the following purposes:

- (a) Beginning with the fiscal year 1944 and for at least two years thereafter, an annual appropriation of \$9,500 to be used as directed by the Office of Indian Affairs to aid in rehabilitating the said Indians;
- (b) To insure to the members of the Catawba Indian Tribe all the rights and privileges of any other citizen of the State of South Carolina without discrimination.

(4) The State of South Carolina will admit members of the Catawba Indian Tribe into its public schools, including secondary schools, high schools, vocational schools, and State institutions of higher learning, on the same terms as other citizens of the State of South Carolina.

THE CATAWBA INDIANS

The Catawba Indians agree to organize on the basis of recommendations of the Office of Indian Affairs for the effective transaction of community business, to carry on the program of rehabilitation recommended by the said Office of Indian Affairs, to accept and receive financial aid from any source, and to expend such moneys in any way agreed upon from time to time by the said organization and the Office of Indian Affairs for the welfare of the Catawba

Indians. The said organization will be the sole agency through which the Catawba Indians will deal with the other parties to this Memorandum of Understanding, unless and until some other agency is created pursuant to applicable law.

OFFICE OF INDIAN AFFAIRS

The Office of Indian Affairs of the United States Department of the Interior agrees, subject to the availability of funds as appropriated by the Congress of the United States:

- (1) To contribute annually for the welfare of the Catawba Indians, pursuant to the terms of the Johnson-O'Malley Act, such sums as are made available for this purpose;
- (2) To delegate members of its staff from time to time, as may be needed, to assist the Catawba Indians in the development of Indian arts and crafts and in the development of markets therefor;
- (3) To assist the other parties to this Understanding in developing the educational program for the Catawba Indians;
- (4) To make medical examinations of all members of the Catawba Indian Tribe, as soon as personnel is available and, whenever possible, to hospitalize tubercular cases, psychiatric cases and other cases of illness, in an Indian Service Sanatorium or in some other available hospital;
- (5) To make loans and grants for the economic development of the Catawba Indians, in accordance with the policies and procedures of the Office of Indian Affairs.

IN WITNESS WHEREOF the parties have hereunto set their hands and seals
this 3 day of November, 1943.

STATE OF SOUTH CAROLINA

By J. O. N. Sykes

By Jac H Hall

By W. R. Bradford

By Campbell H. Hayes

By E. W. Cantrell

By Indirect

State Committee on Catawba Indians

THE CATAWBA INDIANS Albert S. Sander

By Raymond Harris 19 of Bureau

Chairman, Business Committee

OFFICE OF INDIAN AFFAIRS

By William J. Zimmerman

APPROVED: DEC 14 1943

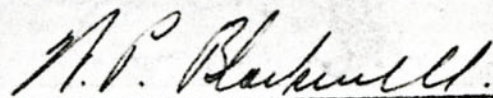
Harold L. Pikes

Secretary of the Interior

Section 11
of Act No. 212 of the Acts of the General
Assembly of the State of South Carolina, 1943.

"Committee contract with Federal Government for Bettering Conditions of Catawba Indian Tribe in S. C. The Committee created in the Deficiency Appropriation Act for the fiscal year 1940-41, to negotiate and enter into a contract with the Federal Government for the purpose of bettering the conditions of the Catawba Indian Tribe in South Carolina, is hereby recreated as originally constituted in said Deficiency Act for the fiscal year 1940-41. The said Committee is authorized to negotiate with the Federal Government, or any of its agencies, and to enter into a contract with the said Federal Government, or any of its agencies, whereby the supervision and care of the Catawba Indian Tribe shall be handled upon a cooperative basis between the State and the Federal Government, or in any such manner as may be agreed upon between the Committee and the Agents of the Federal Government which may be deemed by the Committee to be in the interest of the State and the said Catawba Indian Tribe. The said Committee is further authorized to purchase land, and to agree and contract to do anything required by the Federal Government in connection with said contract which the Committee may deem to be to the best interests of the State. For the purpose of carrying out the terms of this section the appropriation provided in the Deficiency Act for the fiscal year 1940-41 for the said purpose is hereby renewed and made available for such commitments as may be made by the Committee under the terms of this section. Any expense of the legislative members of this Committee shall be paid by the Clerks of the respective Houses from the appropriation for approved accounts."

I hereby certify that the above is a true and correct copy of
Section 11 of Act No. 212 of the Acts of the General Assembly of the State
of South Carolina, 1943, approved by the Governor April 17, 1943.



Secretary of State of South Carolina.

(SEAL)

Columbia, S. C.,

November 4, 1943.