

Conservatorship program; in this connection I received a letter from the Tribal attorney, a copy of which is attached hereto and incorporated herein as if specifically set forth; the letter states in part that the Tribal Council wanted its Guardians and Conservators to buy additional land rather than sell additional land; several years later I telephoned Mr. Hollowell who represents approximately one-third of the Guardians and Conservators and advised him I was interested in selling land and inquired of him if he knew of anyone of his clients who would be interested in acquiring land for their wards.

Thereafter Mr. Hollowell telephoned me that Mr. Levy, Conservator for the Estate of Shirley Kitchen, might be interested. I thereafter talked to Mr. Levy and showed him my land and he expressed an interest but made no commitment for the acquiring thereof. I told him my desired selling price would be \$1,800.00 per acre.

Thereafter I spoke with Mr. Homer Jenkins and advised him that I had the land in question which might be purchased by the Estate of Shirley Kitchen from non-trust money and requested Mr. Jenkins to cause the Bureau to appraise the property. Mr. Jenkins stated to me that he would request an appraisal.

Thereafter I was contacted by a Mr. Swanson an appraiser of the Bureau of Indian Affairs who came to my office in Indio and with whom I discussed my ownership of the land, my desired selling price, the price I paid for the land, the offers I had received therefor. Mr. Swanson stated to me he would appraise it.

Shortly thereafter I caused my Secretary to prepare a letter to a Title company and forwarded the same to Mr. Jenkins.

Title companies in California are naturally interested in any matters which relate to land, title to which they are to insure. The land offered by me was to have been acquired by an Estate pending in the Superior Court subject to approval of the Court. The land was being offered to the Estate of an Indian and I knew that a title company would not insure title thereto unless the acquisition of said land was approved by the Bureau and it was for the purpose of assuring a title company that the acquisition had the Bureau approval that I sent the proposed letter to Mr. Jenkins.

Thereafter I received, on the Bureau stationery, the form that I had caused my Secretary to forward to Mr. Jenkins with the selling price of \$1,500.00 included thereon.

I presumed the \$1,500.00 figure was inserted by Mr. Jenkins as a result of the appraisal of my land by Mr. Swanson. A copy of the letter received by me from Mr. Jenkins is attached hereto and incorporated herein.

The appraisal of \$1,500.00 was not acceptable to me and I accordingly wrote to the Bureau advising them I did not desire to sell. A copy of that letter is attached hereto and incorporated herein.

At no time did I initiate the proposal of the Conservators generally buying non-trust land but to the contrary upon being advised by the Tribal attorney that such was the recommendation of the Tribal Council I thereafter, making full disclosure of my ownership and desired selling price contacted one person whom I thought to best be in a position to know of any Indian Estates which desired to buy non-Indian land and requested of him the name of any Conservator or Guardian who would be so interested.

At no time was Mr. Levy committed to buy my land.

At no time did I fail to reveal to either Mr. Levy or the Bureau that I personally owned the land.

At no time did I attempt to negotiate with the Bureau to raise the appraisal figure, but to the contrary, when the appraisal did not meet my desired selling price I ceased all negotiations.

Executed at Indio, California this 25th day of June 1968.

MERRILL BROWN.

SIMPSON, REHKOP & WATSON,
Long Beach, Calif., March 16, 1966.

Re Guardians and Conservators Association.

HON. MERRILL BROWN,
Judge of the Superior Court,
County of Riverside,
Department "B", Indio, Calif.

DEAR JUDGE BROWN: At the outset let me say on behalf of the members of the Tribal Council and myself that we were distressed and deeply concerned over