

## **EXHIBIT D**

1  
2 UNITED STATES DISTRICT COURT  
3 EASTERN DISTRICT OF CALIFORNIA  
4

5 CALIFORNIA VALLEY MIWOK TRIBE, )

6 )  
7 Plaintiff, )

8 )  
9 v. )

10 )  
11 CALIFORNIA GAMBLING CONTROL )

12 COMMISSION, *et al.*, )

13 )  
14 Defendants, )

15 )  
16 YAKIMA K. DIXIE and MELVIN DIXIE, )

17 )  
18 Movant-Intervenor-Defendants. )

19 \_\_\_\_\_ )  
20  
21

No. 08-CV-00984-WBS-GGH

DECLARATION OF  
YAKIMA K. DIXIE

22 I, Yakima K. Dixie, am a resident of Calaveras County, California. I have

23 personal knowledge of the following facts, and am competent to testify to the same.

24 1. I am the great grandson of Peter Hodge, the leader of the Me-Wuk Indian  
25 people of Sheep Ranch Rancheria, and the oldest surviving son of Mabel Louise Hodge  
26 Dixie, who died in 1971. Sheep Ranch Rancheria has been my home for almost my  
27 entire life.

28 2. When my older brother Richard Dixie died in 1984, I became the hereditary  
29 chief of the Sheep Ranch Me-Wuk Indians, as provided by Miwok traditions.

30 3. I am seeking to intervene in this litigation, which was filed in the name of  
31 the "California Valley Miwok Tribe" (another name for the Sheep Ranch Me-Wuk

1 Indians) by attorneys acting at the behest of Silvia Burley, who claims to be the  
2 chairperson of the Tribe. Silvia Burley does not have the authority to speak for the Tribe,  
3 or to file lawsuits in the name of the Tribe.

4 4. In 1996 I was approached by Silvia Burley, a distant relative of mine,  
5 seeking assistance in obtaining medical and educational benefits for herself and her two  
6 daughters. In 1998 I agreed to confer tribal membership status on Ms. Burley in return  
7 for her assistance in organizing the Tribe.

8 5. However in 1999 Ms. Burley began to represent that she spoke for the  
9 Sheep Ranch Miwok people, and that she was the leader of the Tribe. I never consented  
10 to her claim of leadership.

11 6. Ms. Burley purported to set up a Tribal Council, which was made up of her  
12 and her two daughters. But she otherwise made no significant effort to organize the Tribe  
13 around the lineal descendants of the Mi-wuk people who had lived at the Rancheria.

14 7. In recent years she collected federal grant money based on her claim to be  
15 the legitimate leader of the Tribe. On information and belief, she collected revenue  
16 sharing gaming revenues from the State of California in recent years. I have never seen  
17 any of that money.

18 8. In September 2005 she and the "Tribal Council" purported to disenroll me  
19 from the Tribe, based on the alleged ground that I had held myself out to be a member of  
20 another Indian Tribe, namely the Sheep Ranch Me-Wuk Indians, which of course, is  
21 simply another name for the California Valley Me-Wuk Indians.

9. As far as I have been able to determine, the sole beneficiaries of the federal funds and the California gaming revenue sharing money have been Silvia Burley and her immediate family—at least until the gaming revenue money stopped coming ~~from the~~ *YKD* and the federal contracting ceased.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Date: 6-1-08 Signature: *Yakima D. [unclear]*