

11-25-1974

18: Bill Baca-Direct Exam.pdf (164.6Kb)

U.S. District Court District of New Mexico

Follow this and additional works at: [http://digitalrepository.unm.edu/
law_certificate_indianlaw_santaclara](http://digitalrepository.unm.edu/law_certificate_indianlaw_santaclara)
University of New Mexico
UNM Digital Repository

Recommended Citation

U.S. District Court Docket No. 9717 Civil; 436 U.S. 49 (1978)

This Transcript is brought to you for free and open access by the Indian Law Program at UNM Digital Repository. It has been accepted for inclusion in Trial Transcripts from Santa Clara Pueblo v. Martinez by an authorized administrator of UNM Digital Repository. For more information, please contact disc@unm.edu.

1 Q (By Mr. Prelo) You stated that in your home, you don't
2 discuss Navajo things with your wife?

3 A No.

4 Q Is it because the Santa Clara rules are utilized in your
5 home?

6 MR. COLLINS: May we have the objection?

7 THE COURT: Yes.

8 Q (By Mr. Prelo) Have you ever lived on the Navajo Reserva-
9 tion proper?

10 A No, not -- the only place I lived is right on the Federal
11 Government premises where I'm employed or was employed.

12 Q For whom were you working at that time?

13 A I was working for the Bureau of Indian Affairs.

14 Q Who supplied the housing for you?

15 A The Federal Government, BIA.

16 MR. PRELO: I have no further questions.

17 THE COURT: You may step down.

18 (Witness excused.)

19 MR. PRELO: I call Bill Baca, William Baca.

20 (Witness sworn by Court Clerk.)

21 BILL BACA,

22 having been first duly sworn according to law, upon his oath
23 testified as follows:

24 DIRECT EXAMINATION

25 BY MR. PRELO:

1 Q Mr. Baca, if you can't hear me, please ask me to repeat
2 the question, or if it is too fast or for any other reason,
3 if you don't understand, please let me know.

4 Can you hear me now okay?

5 A Not quite good.

6 Q Would you state your name, please.

7 A What were you saying?

8 Q Your name.

9 A My name. Bill Baca.

10 Q Where do you reside? Where do you live, Mr. Baca?

11 A I live in Santa Clara.

12 Q How long have you resided on the Santa Clara Pueblo?

13 A Well, most of my life.

14 Q When were you born, sir?

15 A I was born in Santa Clara.

16 Q What year?

17 A December 13, 1903.

18 Q How old are you?

19 A 70.

20 Q Are you presently working?

21 A Will you repeat that, please.

22 Q Do you have a job?

23 A Yes.

24 Q And what is that job?

25 A I'm working for the tribe as security for Puye.

1 Q Is that a fulltime job?

2 A No, not exactly.

3 Q What time of the year do you work there?

4 A Well, starting from April 1st until about, I'd say,
5 officially, this end of the month. I don't know for sure,
6 though.

7 Q Mr. Baca, what is your education?

8 A Well, I don't have much education.

9 Q Did you go to school?

10 A I went to school about two years, probably.

11 Q And where was that, sir?

12 A I was at home about one year, then to Indian School about
13 another year.

14 Q And where did you attend Indian School?

15 A At Santa Fe Indian School down there.

16 Q And when you say at home, where was that?

17 A At home?

18 Q Yes, sir.

19 A At Santa Clara.

20 Q Have you held any offices in the Santa Clara Pueblo?

21 A You mean on this Constitution?

22 Q In the Tribal Government.

23 A The Tribal Government, yes.

24 Q Before the Constitution?

25 A No. After.

- 1 Q What offices have you held, sir?
- 2 A I was elected the First Lieutenant Governor when this
- 3 Constitution was adopted.
- 4 Q In what year was that that you were First Lieutenant
- 5 Governor?
- 6 A I think it was in 1936, if I remember correctly.
- 7 Q Were you born in the Pueblo, Mr. Baca?
- 8 A Yes, sir.
- 9 Q Were your parents Santa Clara members?
- 10 A Both of them.
- 11 Q Are you married?
- 12 A I'm married, yes.
- 13 Q Do you have any children?
- 14 A Yes.
- 15 Q Is your wife a Santa Clara member?
- 16 A Yes.
- 17 Q Do you have any daughters?
- 18 A I have one daughter.
- 19 Q Is she married to a Santa Clara?
- 20 A She is not married yet.
- 21 Q She's not married at all?
- 22 A No.
- 23 Q Do you have any sons?
- 24 A I have, yes.
- 25 Q Aren't they married?

- 1 A Will you repeat that, please.
- 2 Q Are they married?
- 3 A Yes, I have three, married.
- 4 Q And where do they reside?
- 5 A Well, I was married twice. From my first wife, I have a
6 son, and he's living in Chicago now. He's working there.
- 7 Q Your second marriage? You did have a second marriage?
- 8 A That's right.
- 9 Q How many children did you have from the second marriage?
- 10 A I have five boys and one girl.
- 11 Q And the girl is single, you state?
- 12 A That's right.
- 13 Q But are the boys married, Mr. Baca?
- 14 A The second two boys are married.
- 15 Q And where do they live?
- 16 A They live in Santa Clara.
- 17 Q Did they marry Santa Clara girls?
- 18 A That's right.
- 19 Q Both of them?
- 20 A Both of them.
- 21 Q And the third boy is a bachelor?
- 22 A What was that?
- 23 Q The third boy is not married?
- 24 A The third, three of my boys, are not married.
- 25 Q Are you familiar with the enrollment practices of the

- 1 Santa Clara Pueblo?
- 2 A Only the old one?
- 3 Q To date.
- 4 A No, I don't think so.
- 5 Q Are you familiar with the old practices of enrollment in
- 6 the Santa Clara Pueblo?
- 7 A No.
- 8 Q Do you know whether or not the children of a Santa Clara
- 9 woman that marries a non-Santa Clara man are enrolled in
- 10 the Santa Clara Pueblo?
- 11 A Not that I know of.
- 12 Q You don't know or you don't know if they are?
- 13 A I guess you'd have to kind of talk a little louder. I
- 14 don't hear very well.
- 15 Q Do you know whether the children of a Santa Clara woman
- 16 that marries a non-Santa Clara man are enrolled in the
- 17 Pueblo today?
- 18 A Not today.
- 19 Q Do you know why?
- 20 A Well, I think the Constitution was closed some years ago
- 21 and they are not allowed to enroll them.
- 22 Q Do you know what the rule was before the Constitution?
- 23 A No, not -- no.
- 24 Q You don't know if it was the same or not?
- 25 A No, I really don't know.

1 Q All right, sir. Do you know whether -- strike that.

2 When the Santa Clara woman marries an outsider, do
3 you know where they normally would live?

4 A Will you repeat that question, please.

5 Q When a Santa Clara woman marries a non-Santa Clara man,
6 do you know where they would live, usually?

7 A I don't catch on that last words.

8 Q If a Santa Clara woman marries a non-Santa Clara man,
9 do they live on the Pueblo?

10 A You mean do they live in the Pueblo?

11 Q Where would they go live?

12 A Well, I don't know.

13 Q Okay. Who is the household head in the Santa Clara
14 Pueblo family?

15 A Who is the head of the household?

16 Q Yes, sir.

17 A Oh. The man.

18 Q The man?

19 A Yes.

20 Q And if he marries, do they live at his house, or do they
21 live at the woman's house?

22 A Well, if the man had a house, I guess that's where they
23 lived.

24 If the woman is from the Pueblo and she has her
25 home there, they live there.

1 Q Now, you stated that the male is the head of the household,
2 Would you explain what you mean by that statement?

3 A Well, he is the leader in the whole family. He supports
4 the family and, well, raises them and, of course, the
5 woman is more household. She has so much more to do in
6 the house.

7 But the man has more say-so and where to enroll the
8 children or what, what to do, and he's the head of the
9 family.

10 Q Do you know which one of them teaches their children
11 religion?

12 A No. Repeat that question, please.

13 Q Do you know whether the mother or the father teaches their
14 children religion?

15 A Religious. You mean religious?

16 Q Yes, sir.

17 A Well, I won't say because I don't know. I guess every
18 individuals have their own way of teaching their children
19 religious.

20 Q Before the Constitution, you don't know how enrollment
21 worked?

22 A No, I don't.

23 MR. PRELO: May I have a moment, Your Honor?

24 No further questions.

25 THE COURT: Mr. Collins.