

NATURAL RESOURCE COMMITTEE
THREE AFFILIATED TRIBES
TRIBAL BUSINESS CHAMBERS

NOVEMBER 5, 1984

PRESENT: ALYCE SPOTTED BEAR, CHAIRPERSON; DENNIS HUBER, SECRETARY; EDMUND WHITE BEAR, JOHN CHARGING, PAUL GOOD IRON

ABSENT: GORDON BLAKE IS IN A MEETING IN ABERDEEN, SOUTH DAKOTA.

OTHERS: MR. STEVE TIBBETS, ALYCE HARWOOD, BIA REALTY OFFICE; TED LONE FIGHT III, BOBBY BELL, DON STHROUD, CLARISSA MANDAN, CELESTE EAGLEMEN, BOB HALL, JEAN KRENZ, CLEMENT BAKER, SR., RUDY SANDERS, PHYLLIS IRWIN, GERALD WHITE, BERNIE PFLIGER, KINGDEN BLACK HAWK, NAOMI BLACK HAWK, LYDA FOOTE, KEITH MANDAN, SHAWN D. FREDERICKS, NORMAN BAKER, HARLEY LONE BEAR, JOHN FREDERICKS, JR., JAMES DANKS, IVAN JOHNSON, GAINES LITTLE SOLDIER, LINDA LITTLE SOLDIER, JIMMY JOHNSON, MYRA SNOW, MRS. NORMAN BAKER, MRS. SCHETTLER, AND THEOLA F. FOX - RECORDING SECRETARY.

ITEM 1 CALL TO ORDER

Chairperson, Spotted Bear called the meeting to order at 11:05 P.M.

ITEM 2 ROLL CALL

Secretary, Dennis Huber called roll; quorum present (Four (4) Members present with Paul Good Iron, sitting in).

ITEM 3 APPROVAL OF MINUTES

MOTION NO. 1 - Moved by Edmund White Bear, seconded by John Charging to approve the minutes of October 29, 1984.

VOTE: Four (4) in favor, one (1) not voting, motion carried.

ITEM 4 NATURAL RESOURCE DEPARTMENT BILL

DISCUSSION: Alyce asked if there was any money left over from the Water Contract out of phase one to pay for this bill. Celeste Eaglemen stated, the phase one money was carry-over and they had to have that all spent.

DIRECTIVE: John Charging was asked by Chairperson Spotted Bear to check with the Legal Department, to see how this bill could be paid.

ITEM 5 NAOMI BLACK HAWK - LAND EXCHANGE

MOTION NO. 2 - Moved by Dennis Huber, seconded by John Charging to approve the land exchange requested by Naomi Black Hawk, and to refer it to the Full Tribal Business Council.

VOTE: Three (3) in favor, one (1) abstaining, motion carried.

ITEM 6 MICHAEL LINCOLN, SR., - LAND EXCHANGE

DISCUSSION: Chairperson Spotted Bear asked if the lessee was notified of this transaction. Alice Harwood stated that Lonnie Spotted Bear had not been notified. Chairperson Spotted Bear asked that the lessee of these transactions be notified before they go into the Full Council meetings. This would include Melvin Walker, lessee in the Naomi Black Hawk land exchange. Michael Lincoln Sr., land exchange request will be brought up at the next meeting.

ITEM 7 JEAN KRENZ - APPRAISAL

DISCUSSION: The Committee would like to discuss this in detail and review it more thoroughly, so it was tabled until 12 November 1984, at the next Natural Resource Committee meeting. The Committee should be able to come to a decision at that time.

ITEM 8 BERNARD PFLIGER - LAND EXCHANGE APPLICATION

DISCUSSION: Bernard Pfliger is presenting two tracts of land that he would like to trade. If the Natural Resource Committee accepts the application, the tribe would be responsible for bringing the fee interests back into trust. The Tribe would be responsible for paying the abstract updating, all that at the time the exchange is approved. Bernard Pfliger stated that he would pay the costs of the land exchange. Chairperson Spotted Bear, said for Alyce Harwood to go ahead with the appraisal applications for Bernard Pfliger, with the understanding that he would be willing to pay for the costs of the land exchange, including the abstract updating.

ITEM 9 KEITH PRICE - LAND SALE

MOTION NO. 3 - Moved by Dennis Huber, seconded by Edmund White Bear that we request an appraisal for the Keith Price transaction, through the Bureau of Indian Affairs.

REMARKS: Alyce Harwood stated, when land transactions come into her office, she will bring them before the Natural Resource Committee with an estimated appraisal value. If the tribe considers the transaction, they will request an appraisal in the meeting, then the appraisal application will be submitted to get the true appraisal value.

VOTE: Unanimous, motion carried.

ITEM 10 LAND CONSOLIDATION PLAN

DISCUSSION: Alice Harwood asked the Committee if the BIA Realty Office could present all of their land sales, and have the Natural Resource Committee write a letter of intent stating whether or not they are interested in buying up some of this land. Chairperson, Spotted Bear said the Natural Resource Department should be made aware of all the available land transactions, it will help them with the Land Consolidation Plan that they are working on for the Three Affiliated Tribes.

ITEM 11 FmHA LOAN PROGRESS REPORT ON APPLICATION PROCESS

DISCUSSION: Alyce asked that the Committee members review the resolution submitted by Celeste Eaglemen, for approval at the next Natural Resource Committee meeting.

ITEM 12 DAKOTA RESOURCE COUNCIL - PRESENTATION

Rich Schilf informed the Natural Resource Committee that the Dakota Resource Council would like to make a presentation to the Committee members on November 12, at 1:00 P.M. It would take approximately 20 minutes for the presentation and then they would like to have a presentation for the general tribal members at 2:00 P.M. out in the Lobby of the Tribal Administration Building. The Natural Resource Committee members all agreed with the presentation.

ITEM 13 GRAZING APPLICATIONS

MOTION NO. 4 - Moved by Dennis Huber, seconded by Edmund White Bear to approve Range Unit #26 for James Danks.

VOTE: Four (4) in favor, one (1) abstaining, motion carried.

MOTION NO. 5 - Moved by Edmund White Bear, seconded by John Charging to approve Range Unit #35, Range Unit #229 and Range Unit #605; for Mr. Clement Baker, Sr.

VOTE: Five (5) in favor, motion carried.

MOTION NO. 6 - Moved by Dennis Huber, seconded by John Charging to approve Range Unit #208 for Kingdom Black Hawk.

VOTE: All in favor, motion carried.

MOTION NO. 7 - Moved by Paul Good Iron, seconded by John Charging to approve Range Unit #109, for John Fredericks Jr.

VOTE: All in favor, motion carried.

MOTION NO. 8 - Moved by Paul Good Iron, seconded by John Charging to approve Range Unit #906 for Jim Johnson, provided that the security and financial statement be submitted.

VOTE: All in favor, motion carried unanimously.

ITEM 13 GRAZING APPLICATIONS (continued)

MOTION NO. 9 - Moved by Paul Good Iron, seconded by Edmund White Bear to approve Range Unit #103 for Connie Johnsrud.

STATEMENT FOR THE RECORD: There is a question of residency and this is pending until a legal decision is made from our Legal Department.

VOTE: All in favor, motion carried.

MOTION NO. 10 - Moved by Paul Good Iron, seconded by Dennis Huber, to approve Range Unit #204 for Leo Norman Baker.

VOTE: All in favor, motion carried.

MOTION NO. 11 - Moved by John Charging, seconded by Paul Good Iron to approve a portion of Range Unit #1 for Norman Leo Baker.

REMARKS: Range Unit #204 expanded into Range Unit #1, and when that is worked out and the boundaries are determined, we will then allocate Range Unit #1, or the remaining capacity. Mr. Stroud will work on this.

VOTE: All in favor, motion carried.

ITEM 14 SECOND ALLOCATION PERIOD

DISCUSSION: The Natural Resource Committee requested a second allocation date to be set for November 19, 1984. The second allocation period will be for the Range Units that were not picked up at this date.

ITEM 15 RECESS

The Natural Resource Committee meeting recessed at 2:15 P.M.

ITEM 16 RECONVENE

The Natural Resource Committee meeting reconvened at 3:36 P.M.

ITEM 17 GRAZING APPLICATIONS (continued)

MOTION NO. 12 - Moved by Dennis Huber, seconded by John Charging to approve Range Unit #505 for Shawn Fredericks.

REMARKS: Shawn Fredericks withdrew his application on Range Unit #905.

VOTE: All in favor, motion carried.

ITEM 17 GRAZING APPLICATIONS (continued)

MOTION NO. 13 - Moved by Dennis Huber, seconded by Paul Good Iron, to approve Range Unit #405 for Gerald White Bear.

VOTE: All in favor, motion carried unanimously.

MOTION NO. 14 - Moved by Dennis Huber, seconded by John Charging to approve Range Unit #97 for John Fredericks III.

VOTE: All in favor, motion carried unanimously.

MOTION NO. 15 - Moved by Dennis Huber, seconded by John Charging to approve Range Unit #156 for Casey Fredericks.

VOTE: All in favor, motion carried.

MOTION NO. 16 - Moved by Dennis Huber, seconded by Paul Good Iron to approve Range Unit #904 for Bob Hall, providing the questions of residency criteria is established.

VOTE: All in favor, motion carried.

MOTION NO. 17 - Moved by Edmund White Bear, seconded by John Charging to approve Range Units #10, #270, #91 for Dennis Huber and Range Unit #27 contingent upon Carroll Smith not wanting the Range Unit.

VOTE: All in favor, motion carried.

MOTION NO. 18 - Moved by Edmund White Bear, seconded by John Charging, to approve Range Unit #206 to add onto Dennis Huber's application.

VOTE: Four (4) in favor, one (1) abstaining, motion carried.

MOTION NO. 19 - Moved by Dennis Huber, seconded by John Charging to approve Range Unit #5 for Jim Mossett.

VOTE: All in favor, motion carried.

MOTION NO. 20 - Moved by Dennis Huber, seconded by John Charging to approve Range Unit #7 for Ann Voight.

VOTE: All in favor, motion carried unanimously.

MOTION NO. 21 - Moved by Dennis Huber, seconded by John Charging to approve Range Unit #11 for Pete Fredericks.

VOTE: Unanimous, motion carried.

MOTION NO. 22 - Moved by Dennis Huber, seconded by John Charging to approve Range Unit #12 for Kenneth Fredericks, Jr., contingent upon the completion of the application.

ITEM 17 GRAZING APPLICATIONS (continued)

MOTION NO. 22 (Continued)

REMARKS: Paul Good Iron suggested we should try and push all the incomplete applications at the same time we open the bids. Chairperson, Spotted Bear, suggested that Celeste Eaglemen get out an advertisement for all the allocations that did not have any applicants, to KMHA Radio Station and Ahead of The Herd.

VOTE: All in favor, motion carried.

MOTION NO. 23 - Moved by Paul Good Iron, seconded by John Charging to approve Range Unit #209 and #13 for Richard Mandan.

VOTE: Unanimous, motion carried.

MOTION NO. 23 - Moved by Paul Good Iron, seconded by John Charging to approve Thirty (30) animal units out of Range Unit #18, for Alfred Driver, Jr., and to have the balance advertised out.

VOTE: Unanimous, motion carried.

MOTION NO. 24 - Moved by John Charging, seconded by Edmund White Bear to approve Range Units #22, #105, and #210 for Ron Brugh.

VOTE: Three (3) in favor, one (1) abstaining, motion carried.

MOTION NO. 24 - Moved by Paul Good Iron, seconded by John Charging to approve Range Unit #25 for Margie Little Swallow.

REMARKS: Dennis Huber suggested, when a lease is this small it should be turned into a Farm Pasture Lease.

VOTE: All in favor, motion carried.

MOTION NO. 25 - Moved by John Charging, seconded by Paul Good Iron to approve Range Unit #28 to Weston Schettler.

VOTE: Unanimous, motion carried.

MOTION NO. 26 - Moved by Dennis Huber, seconded by Edmund White Bear to approve Range Units #33 and #48, for Delvin Foote contingent upon the application being completed.

VOTE: Unanimous, motion carried.

MOTION NO. 27 - Moved by Dennis Huber, seconded by Paul Good Iron to approve Range Units #36 and #98 for Lawrin and Kyle Baker.

VOTE: Unanimous, motion carried.

ITEM 17 GRAZING APPLICATIONS (continued)

MOTION NO. 28 - Moved by Dennis Huber, seconded by Paul Good Iron to approve Range Unit #37 for Almit Bruer.

VOTE: All in favor, motion carried unanimously.

MOTION NO. 29 -- Moved by Dennis Huber, seconded by Paul Good Iron to approve Range Units #41 and #140 for Mr. Matthew Mason.

VOTE: All in favor, motion carried.

ITEM 18 BLANKET APPROVAL OF RANGE UNITS

DISCUSSION: Alyce Spotted Bear, Chairperson, said we do not have all of the facts, so she proposed that the Committee go through and make a blanket approval for all those that are not in question. That is where the previous permittee is the same as the applicants, and where the non-Indian has the lease an an Indian is the applicant.

Blanket Approval for Range Units as follows; #43, #44, #46, #47, #50, #56, #58, #72, #90, #93, #94, #96, #108, #201, #203, #211, #213, #224; #238 -(What ever Melvin Walker does not use in this Range Unit #238, the Natural Resource Department will put out on the second allocation.) #430, and #606. These are to be approved for the applicants.

MOTION NO. 30 - Moved by Paul Good Iron, seconded by Dennis Huber to approve all the above mentioned Range Units, and that those units that have a larger carrying capacity then the animal units; the balance is to be advertised and have Indian Preference.

VOTE: Unanimous, motion carried.

MOTION NO. 31 - Moved by Dennis Huber, seconded by Paul Good Iron to extend the allocation period to November 16, and to act on them for final approval on the 19th of November at the Natural Resource Committee meeting, after that everything goes to bid.

REMARKS: The Natural Resource Department may start sending out award letters to the applicants approved.

VOTE: All in favor, motion carried.

ITEM 19 AD HOC FARM LEASING COMMITTEE

MOTION NO. 32 - Moved by Dennis Huber, seconded by Paul Good Iron to approve the following members to the Ad Hoc Farm Leasing Committee: Mr. Tibbets and Bernadine Grinnell to represent the BIA; Dennis Huber, Tribal Council; Celeste Whitham, Parshall Area; Leonard Eagle, New Town; John Stone, Jr., Twin Buttes Area; Clement Baker, West Segment; Celeste Eaglemen, Natural Resource Department; Edmund White Bear and Ambrose Hosie, Jr., from the White Shield Area; and any member of the Natural Resource Committee who wishes to participate.

ITEM 19 AD HOC FARM LEASING COMMITTEE (continued)

VOTE: All in favor, motion carried unanimously.

ITEM 20 MEETING WITH AREA DIRECTOR

DISCUSSION: It was agreed upon by the Natural Resource Committee that they will meet with the Area Director, Jerry Jeager; and Pat Hemmey on Tuesday, November 13, 1984.

ITEM 21 LEASE APPLICATIONS

MOTION NO. 33 - Moved by Edmund White Bear, seconded by John Charging to approve 54 tillable acres; described as the SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 18, Township 149 North, Range 91 West, and the W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 19, Township 149 North, Range 91 West. Annual rate would be \$270.00 for the first year, and \$405.00 for the second through fifth year: for Mr. Leo Norman Baker.

VOTE: Unanimous, motion carried.

ITEM 22 HOME SITE LEASES

DISCUSSION: The Natural Resource Committee decided to table the Home Site Lease applications for Mr. Melvin Fox, and Mr. Edward C. Fox because there is a discrepancy in the prices charged for home-site leases.

ITEM 23 FARM-PASTURE LEASES

MOTION NO. 34 - Moved by Dennis Huber, seconded by Edmund White Bear to approve Allotment No. 1089, described as SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 26-147-91, a three (3) year lease, at \$3.50 per acre or \$140.00 cash rental per year; for Mr. Ernestine Perry.

VOTE: All in favor, motion carried.

MOTION NO. 35 - Moved by Dennis Huber, seconded by John Charging to approve Allotment No. 64A, S $\frac{1}{2}$ NW $\frac{1}{4}$, Section 25-248-88, 78 farm acres; Allotment No. 70A, S $\frac{1}{2}$ NW $\frac{1}{4}$, Section 24-148-88, 70 farm acres; and Allotment 187A, SE $\frac{1}{4}$, Section 3-148-88, 158 farm acres: for Mr. Bernard Pfliger, Jr., for three (3) years at \$21.00 per acre.

VOTE: All in favor, motion carried.

ITEM 24 DUANE RISAN - FARM/PASTURE LEASE

DISCUSSION: Duane Risan's application was tabled so we could give a member of the tribe a chance to lease it, as it is tribal land. Land description is as follows; Allotment NO. 310A, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 11-150-90, 37 farm acres. Notify tribal members in that area to apply for it.

ITEM 25 FARM-FARM/PASTURE LEASE APPLICATION

MOTION NO. 36 - Moved by Dennis Huber, seconded by John Charging to approve the lease for Allotment No. 212A, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, Range 148-90 for haycutting only containing 136.4 acres for three (3) years, for \$478.00 cash rental per year: for Mr. Weston Schettler.

VOTE: Unanimous, motion carried.

MOTION NO. 37 - Moved by John Charging, seconded by Edmund White Bear to approve Allotment No. 1103A, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 2, Township 146, Range 91, N $\frac{1}{2}$,NE $\frac{1}{4}$, Section 11, Township 146, Range 91 for Four (4) years, at \$3.50 per acre for 53 acres of grass and \$16.00 per acre for 107 acres of farm land: For Mr. Dennis Huber.

VOTE: All in favor, motion carried unanimously.

ITEM 26 ADJOURNMENT

CHAIRPERSON, ALYCE SPOTTED BEAR, ADJOURNED THE NATURAL RESOURCE COMMITTEE MEETING OF NOVEMBER 5, 1984 AT 5:05 P.M.

acting
Edmund White Bear
SECRETARY, NATURAL RESOURCE COMMITTEE

Nov 19, 1984
DATE OF APPROVAL

John Charging
SECRETARY, TRIBAL BUSINESS COUNCIL

12/14/84
DATE OF APPROVAL

ATTEST:

Alyce Spotted Bear
CHAIRPERSON, TRIBAL BUSINESS COUNCIL

12-14-84