



MANDAN, HIDATSA, & ARIKARA NATION

Three Affiliated Tribes • Fort Berthold Indian Reservation

HC3 Box 2 • New Town, North Dakota 58763-9402

TRIBAL BUSINESS COUNCIL
Office (701) 627-4781
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SPECIAL COUNCIL MEETING **January 27, 1995**

PRESENT: Russell D. Mason, Sr., Chairman; Ed Hall, Vice Chairman; Mark Fox, Treasurer; Daylon Spotted Bear, Acting Secretary; Austin Gillette, White Shield Representative; Ivan Johnson, Mandaree Representative; George Fast Dog, New Town/Little Shell Representative; Kyle Baker and Paul Danks, TAT Natural Resources; Carey L. Dreher, Range, BIA; Marian Spotted Bear, Recording Secretary; Laverne Brady, Assistant; C. J. Packineau, Sergeant at Arms.

ABSENT: None

OTHERS: Angus B. Fox, Acting Superintendent, BIA; Adeline Brunsell, Realty Officer; Tom Wells, Realty, BIA; Theresa Charging, Eleanor Sorenson, Urban J. Bear Don't Walk, Pete Fredericks, Jim M. Mossett, Inez V. Baker, Richard Danks, Dennis Huber, Lorry Little Swallow, Terry Fredericks, Lester Crows Heart, Manual J. Chase, Ronald Brugh, Lonnie Spotted Bear, Wilbur Hunts Along, Keith Mandan, Louis Simenson, Ambrose Hosie, Morgan Fettig, Norman Baker, Coby Little Soldier, August Little Soldier, Jim Baker, Jeff Baker, Solly Danks, Ethan Hall, Jeb Fredericks, Viola Schettler, Lois Benson, Emerson Chase, Diane Avery, Tex Hall, Faye Moberg, Ted Lone Fight, III; Leonard Hale, James Hale, Lloyd Vigen, Clancie Sorenson, Curtis Hall.

ITEM #1: CALL TO ORDER:

Meeting called to order by Chairman Russell D. Mason, Sr., at 9:32 a.m. Theresa Charging was asked to say the prayer before the meeting.

ITEM #2: ROLL CALL:

Roll call made by Acting Secretary Spotted Bear. Seven council members present, none absent. Quorum was established.

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TRIBAL CHAMBERS**

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ITEM #3: APPROVAL OF AGENDA:

Changes were made to the agenda as follows: Mark Fox requested that Item 5.b, Legal Department Budget, be added to the agenda. Motion was made by Mr. Gillette to approve agenda, as amended; seconded by Mr. Johnson. All in favor. **Agenda approved.**

Discussion: The Personnel Director Position was brought up at this time. Council discussed extending the closing date for this position to ten (10) working days, and to advertise the position until the 10th of February. Mark Fox to let Personnel know.

Motion: Mr. Gillette made the motion per discussion.

Second: Mr. Johnson

VOTE: Unanimous. Motion carried.

ITEM #4: BIA, FORT BERTHOLD, re Proposed Heirship Legislation.

Mr. Angus Fox, Acting Superintendent, BIA, along with Adeline Brunsell and Tom Wells, BIA Realty, were introduced. Angus advised that they wanted the council to be aware of the draft legislation being proposed for heirship land on Indian reservations. He stated they wanted to meet with the council to notify them of this pending legislation, and that they would be going to each of the segments and discussing this proposed legislation with the people at the segments, plus they planned to have a general meeting for the public. He said notices of meeting places, dates and times would be posted.

Mr. Fox then had Adeline Brunsell and Tom Wells answer any questions the council may have on the proposed legislation. Adeline stated this proposed legislation was being sent to all tribes nationwide for their input. The proposed legislation deals with heirship lands of 2% or less shares, plus minerals. If this legislation goes through, anyone with 2% or less shares, will lose these shares. If you don't do anything about the 2% or less shares that you own, when you pass on, these shares will automatically revert back to the tribe. The share-owner may gift deed, exchange, or buy other shares to get above the 2% minimum. In this legislation, non-member and non-Indian spouses would not be able to inherit reservation land anymore. This legislation will restrict inheritance. Comments on legislation are needed from Tribe by or before February 15, 1995.

Tom Wells advised that there are approximately 68 estates that will be affected by this law, as well. Adeline said if this law goes through, the council is going to have to set up a system as to how they are going to handle applications for land exchanges. About 1000 tribal landowners would be affected by this new legislation.

Chairman Mason requested Angus Fox to find out who is going to introduce this bill, Angus said he would do so.

At 10:15 a.m., a short break was taken. When council reconvened, Chairman Mason announced there was a matter of particular urgency to deal with regarding some documents that are important and necessary to the JTAC issue.

Urban Bear Don't Walk, Tribal Attorney, was requested to address and advise the council regarding the situation. After discussion, Mr. Gillette made a motion for legal counsel to proceed, and Mr. Johnson to do an informal visit with the former Tribal Chairman, Wilbur Wilkinson.

Motion: Austin Gillette
Second: Ivan Johnson
VOTE: Unanimous. Motion carried.

ITEM #5.a: PETE FREDERICKS.

Mr. Fredericks was on the agenda, as he had requested to speak to the full council before the range allocations were made regarding removing land from range unit. However, Mr. Fredericks began discussing his application for range unit 5, therefore, at this point, Mr. Jim Mossett was asked to enter the chambers and present his plan of operation for the range unit. They were then both excused and council advised they would take both statements into consideration when making the allocation.

ITEM #5.b: LEGAL DEPARTMENT BUDGET.

NOTE: This was not addressed at this time.

ITEM #6: RANGE UNIT ALLOCATIONS.

Mr. Kyle Baker, Administrator, TAT Natural Resources, and Mr. Paul Danks, GIS Director, Natural Resources, brought in the range unit applications. Mr. Baker said both Harley Texx Lone Bear and Myrna Jacobs were unable to attend the meeting, so he and Mr. Danks would present the applications to the council.

Mr. Danks stated they took basically everything out of the new grazing resolution for basic eligibility, and then they had established a priority list, and that the applicants were listed as to whom is the most qualified. Those with delinquent payments are automatically not eligible, according to the new grazing resolution.

Range Unit 001 - Applicant: Leo N. Baker
Mr. Baker was called in. Since Mr. Baker was the only applicant and also previous permittee for this unit, it was awarded to him. Mr. Baker was so advised.

Motion: Austin Gillette

Second: Ed Hall

VOTE: Unanimous. Motion Carried.

Range Unit 002 - Applicants: Tillie Walker and Richard Danks. No verification of cattle was received from Tillie Walker, however, she owns most of the land in this unit, and she is the previous permittee, and has been for several years. Richard Danks, Alternate.

Motion: Austin Gillette

Second: George Fast Dog

VOTE: 5 for, 1 abstention, 1 absent. Motion Carried.

Discussion: Council stated that verification must be produced within ten (10) days. If an applicant is allotted a range unit, they have ten (10) days flat to come up with verification. This shall apply to **EVERYBODY!**

Motion: After discussion, Mr. Gillette made a motion that all applicants must have verification of at least 40% ownership, and if they don't have it today, they must have it into Natural Resources by Monday, February 13, 1995; and, that the council will also select an alternate for the range units today.

Motion: Austin Gillette

Second: Daylon Spotted Bear

VOTE: Unanimous. Motion Carried.

Range Unit 003 - Applicants: Rockton Danks and Hollis Blake. Rockton Danks is previous permittee. Questions were asked regarding homesites and headquarters of applicants, wherein motion was made for Rockton Danks, Hollis Blake, Alternate.
Motion: Ed Hall
Second: Daylon Spotted Bear
VOTE: 5 for, 0 opposed, 1 abstention, 1 absent.
Motion Carried.

Chairman Mason then requested, on behalf of Mrs. Clyde (Inez) Baker, that Range Unit 036 be acted upon early, as she would like to make her presentation and leave, since Clyde was Senior Pallbearer for Catherine Fredericks. Council agreed. (See Chronological order for Range Unit 36.)

Range Unit 004 - Applicant: Ivan Johnson
Mr. Johnson was the only applicant and the prior permittee, however, it was brought up that Mr. Johnson owed a fine to the BIA pertaining to pasture authorization.

Discussion: Mr. Johnson stated he had never filled out a pasture authorization, and did not feel it was necessary. Mr. Dreher stated the pasture authorization should have been done before the cattle went on the land. Mr. Johnson stated he also did not agree with the way the fine was calculated. Mr. Dreher said the amount owed by Mr. Johnson was calculated based on the tribal land. By CFR, they are supposed to charge the Area Director's minimum rates for non-indian-owned cattle on tribal land. However, this hasn't always been done in the past. Last October 1993, landowners were notified re pasturing authorization, along with the bill. The fines were calculated at 100% with the idea adjustments could be made afterward. After Mr. Dreher and Mr. Johnson agreed on the amount owed by Mr. Johnson, and Mr. Johnson stated he had no problem paying it, motion was made by Mr. Gillette to award to Ivan Johnson.
Motion: Austin Gillette
Second: George Fast Dog
VOTE: 5 for; 1 abstention; 1 absent.
Motion Carried.

Note: Recess one hour for lunch.

Range Unit 005 - Applicants: Jim Mossett, Casey Fredericks, Pete Fredericks. Jim Mossett and Pete Fredericks had already addressed the council. (See Item 5.a) Casey Fredericks was not present.

Motion: Ivan Johnson made a motion that this range unit be awarded to Jim Mossett, since he was the previous permittee, and also this unit borders his homesite.

Second: Mark Fox

VOTE: 6 for, 0 opposed, 1 abstention.
Motion Carried.

Motion was then made to make Pete Fredericks the Alternate.

Motion: Mark Fox

Second: Ed Hall

VOTE: 4 for, 2 abstentions, 1 absent.
Motion Carried.

Range Unit 006 - Applicant: Morgan Fettig

Motion: Ivan Johnson

Second: Ed Hall

VOTE: Unanimous. Motion Carried.

Range Unit 007 - Applicant: Ann Voigt

Motion: Ed Hall

Second: Ivan Johnson

VOTE: 6 for, 1 abstention. Motion Carried.

Range Unit 008 - Applicant: Ed Fox

Motion: Ed Hall

Second: George Fast Dog

VOTE: Unanimous. Motion Carried.

Range Unit 010 - Applicant: Dennis Huber

Motion: Ed Hall

Second: Ivan Johnson

VOTE: Unanimous. Motion Carried.

Range Unit 011 - Applicant: Pete Fredericks
Motion: Ed Hall
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 012 - Applicants: Ken Fredericks, Jr.,
Lester Crows Heart.

Motion to award to Ken Fredericks, Jr., previous
permittee, with Lester Crows Heart, Alternate.

Motion: Daylon Spotted Bear
Second: Ed Hall
VOTE: Unanimous. Motion Carried.

Range Unit 013 - Applicants: Joe Black Hawk, Wilbur
Hunts Along, Keith Mandan, Delia and Milton Baker

This range unit was discussed at great length by the
council, and was addressed twice by the council. Council
decided to remain with decision they had made, and have
BIA look at possibility of changing this unit in the
future.

Motion made to award to Delia and Milton Baker, with
Wilbur Hunts Along the Alternate.

Motion: Ivan Johnson
Second: George Fast Dog
VOTE: 4 for, 3 abstentions. Motion Carried.

Range Unit 014 - Applicants: Rose and Dale Little
Soldier.

Motion: Austin Gillette
Second: Daylon Spotted Bear
VOTE: 6 for, 1 abstention. Motion Carried.

Range Unit 015 - Applicants: Paul Fredericks
Lester Crows Heart

Motion made to award to previous permittee, Paul
Fredericks, with Lester Crows Heart the Alternate.

Motion: Austin Gillette
Second: Mark Fox
VOTE: Unanimous. Motion Carried.

Range Unit 016 - Applicants: Manual Chase, Ron and
Koty Brugh. Previous permittee, Manual Chase.

Motion made to award to previous permittee, Manual Chase.
No Alternate.

Motion: Ivan Johnson

Second: Austin Gillette

VOTE: 4 for, 3 abstentions. Motion Carried.

Range Unit 017 - Applicants: Newton Little Soldier
and Coby Little Soldier. Previous permittee, Newton
Little Soldier.

This range unit was addressed twice, however, there was
no change. Motion was made that the previous permittee
has until February 13 to provide verification of 40%
ownership. If this is not done, then Coby Little Soldier
will be the Alternate.

Motion: Austin Gillette

Second: Daylon Spotted Bear

VOTE: 5 for, 2 abstentions. Motion Carried.

Note: Ten minute break taken.

When council reconvened, Chairman Mason suggested that
the council take action on all of the **single-applicant
range units** in order to speed things up a bit. Council
was in agreement with this suggestion, so **single-
applicant range units** were acted on, as follows:

SINGLE APPLICANT RANGE UNITS

Range Unit 018 - Applicants: Jim and Jeff Baker

Motion: Austin Gillette

Second: George Fast Dog

VOTE: Unanimous. Motion Carried.

Range Unit 020 - Applicants: John Danks

Motion: Ed Hall

Second: Ivan Johnson

VOTE: Unanimous. Motion Carried.

Range Unit 025 - Previous Permittee: Margaret Little Swallow. Carey Dreher stated this unit has a carrying capacity of 1 animal unit, and will be dissolved as a unit.

Range Unit 026 - Applicant: Jim Danks
Motion: Ed Hall
Second: Austin Gillette
VOTE: Unanimous. Motion Carried.

Range Unit 032 - Applicant: Morgan Fettig
Motion: Ed Hall
Second: George Fast Dog
VOTE: Unanimous. Motion Carried.

Range Unit 034 - Applicant: Austin Gillette
Motion: Ed Hall
Second: Ivan Johnson
VOTE: 6 for, 1 abstention. Motion Carried.

Range Unit 035 - Applicant: Clement/Jim/Jeff Baker
Motion: Austin Gillette
Second: Ed Hall
VOTE: 6 for, 1 abstention. Motion Carried.

Range Unit 036 - Applicants: Ed Hall, Lorry Little Swallow, Robert Brugh, Kyle Baker

Mrs. Baker advised her son, Hugh, was previous permittee. She and her husband have ranched all of their lives. Her sons would like to continue in ranching. This is on their old homesite, and they have been on this land for 40 years, and have built springs, dams, shelter belts and made the improvements on it, plus Clyde owns alot of this land, and they have always made their payments.

Mr. Hall stated he would withdraw his application for this unit. Lorry Little Swallow was given a chance to explain her need for this unit. Natural Resources said they did not have verification of cattle from Robert Brugh.

After discussion, Motion was made to award to Kyle Baker.

Motion: Mark Fox

Second: Ivan Johnson

VOTE: 5 for, 1 opposed, 1 abstention. Motion Carried.

Range Unit 037 - Applicant: Almit Breuer

Motion: Austin Gillette

Second: Ed Hall

VOTE: Unanimous. Motion Carried.

Range Unit 041 - Applicant: Matt Mason

Motion: George Fast Dog

Second: Mark Fox

VOTE: Unanimous. Motion Carried.

Range Unit 042 - Applicant: Jim and Jeff Baker

Motion: Austin Gillette

Second: George Fast Dog

VOTE: Unanimous. Motion Carried.

Range Unit 046 - Applicant: Delia and Milton Baker

Motion: Ed Hall

Second: George Fast Dog

VOTE: Unanimous. Motion Carried.

Range Unit 047 - Applicant: Elva Karlson

Motion: Austin Gillette

Second: Ed Hall

VOTE: Unanimous. Motion Carried.

Range Unit 048 - Applicant: Delvin Foote

Motion: Ivan Johnson

Second: Ed Hall

VOTE: Unanimous. Motion Carried.

Range Unit 056 - Applicant: Lonnie Spotted Bear
Motion: Austin Gillette
Second: Ed Hall
VOTE: Unanimous. Motion Carried.

Range Unit 060 - Applicant: Rose and Dale Little
Soldier
Motion: Ed Hall
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 095 - Applicant: Richard Danks
Motion: Mark Fox
Second: Daylon Spotted Bear
VOTE: Unanimous. Motion Carried.

Range Unit 096 - Applicant: Edward Solly Danks
Motion: Austin Gillette
Second: Ed Hall
VOTE: Unanimous. Motion Carried.

Range Unit 099 - Applicant: Howard and G. Fettig
Motion: Austin Gillette
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 100 - Applicant: Ed Hall
Motion: Ivan Johnson
Second: Austin Gillette
VOTE: 6 for, 1 abstention. Motion Carried.

Range Unit 109 - Applicant: John Stone, Jr.
Motion: Daylon Spotted Bear
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 111 - Applicant: Keith Mandan
Motion: Ivan Johnson
Second: Austin Gillette
VOTE: Unanimous. Motion Carried.

Range Unit 140 - Applicant: Matt Mason
Motion: Ed Hall
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 156 - Applicant: Manual Chase
Motion: George Fast Dog
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 201 - Applicant: Elmer D. Fredericks
Motion: Ed Hall
Second: Mark Fox
VOTE: 6 for, 1 absent. Motion Carried.

Range Unit 203 - Applicant: Wilbur Hunts Along
Motion: Ivan Johnson
Second: Ed Hall
VOTE: 6 for, 1 absent. Motion Carried.

Range Unit 204 - Applicant: Norman Baker
Motion: Ed Hall
Second: Ivan Johnson
VOTE: 6 for, 1 absent. Motion Carried.

Range Unit 210 - Applicant: Morgan Fettig
Motion: Ivan Johnson
Second: George Fast Dog
VOTE: Unanimous. Motion Carried.

Range Unit 211 - Applicant: Dale McGrady
Motion: George Fast Dog
Second: Austin Gillette
VOTE: Unanimous. Motion Carried.

Range Unit 224 - Applicant: Ethan Hall
Motion: George Fast Dog
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 430 - Applicant: Rudolph Sanders
Motion: Ivan Johnson
Second: Mark Fox
VOTE: Unanimous. Motion Carried.

Range Unit 605 - Applicant: Clement Baker
Motion: Austin Gillette
Second: Ed Hall
VOTE: Unanimous. Motion Carried.

Range Unit 606 - Applicant: Ethan Hall
Motion: Austin Gillette
Second: George Fast Dog
VOTE: Unanimous. Motion Carried.

Range Unit 805 - Applicant: Ethan Hall
Motion: George Fast Dog
Second: Austin Gillette
VOTE: Unanimous. Motion Carried.

Range Unit 904 - Applicant: Three Affiliated
Tribes for Buffalo Pasture.
Motion: Mark Fox
Second: Daylon Spotted Bear
VOTE: Unanimous. Motion Carried.

Range Unit 905 - Applicant: Jim Danks
Motion: Ed Hall
Second: Mark Fox
VOTE: Unanimous. Motion Carried.

Range Unit 909 - Applicant: Howard & G. Fettig
Motion: George Fast Dog
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 911 - Applicant: Jim and Jeff Baker
Motion: George Fast Dog
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 912 - Applicant: John Danks
Motion: Austin Gillette
Second: Ed Hall
VOTE: Unanimous. Motion Carried.

Range Unit 913 - Applicant: Ed Fox
Motion: Austin Gillette
Second: Ivan Johnson
VOTE: Unanimous. Motion Carried.

Range Unit 915 - Applicant: Rudolph Sanders
Motion: Mark Fox
Second: Ed Hall
VOTE: Unanimous. Motion Carried.

At this time, Mr. Gillette made a request to the council that they take care of two applicants who had been waiting since morning. The applicants were Theresa Charging of White Shield, and Eleanor Sorenson of Four Bears. Council agreed.

Range Unit 023 - Applicants: Theresa Charging,
Ambrose Hosie, Jr., Louis Simenson.

The three applicants were asked to address the council regarding their applications, and then left the room. Since Theresa Charging was the previous permittee and this was on her homesite, motion was made by Austin Gillette to award it to Mrs. Charging.

Motion: Austin Gillette

Second: Ed Hall

VOTE: 5 for, 2 abstentions. Motion Carried.

Motion was made by Mark Fox to have Mr. Louis Simenson as the Alternate, if verification of cattle is not provided by Mrs. Charging.

Motion: Mark Fox

Second: Ed Hall

VOTE: 6 for, 1 opposed. Motion Carried.

Range Unit 039 - Applicants: Theresa Charging,
Ambrose Hosie, Jr., Louis Simenson.

Motion was made by Austin Gillette to award to Mrs. Charging on condition of cattle verification, and to have Ambrose Hosie, Jr., as Alternate.

Motion: Austin Gillette

Second: George Fast Dog

VOTE: 6 for, 1 abstention. Motion Carried.

Range Unit 094 - Applicants: Eleanor Sorenson,
Richard Danks.

Eleanor Sorenson and Richard Danks were given an opportunity to present their case. Richard Danks withdrew his application, as he stated he did not know Eleanor Sorenson had reapplied for this. Single applicant. Motion to award to Eleanor.

Motion: Ed Hall

Second: Austin Gillette

VOTE: Unanimous. Motion Carried.

Council then decided to go back and pick up where they had left off before dealing with the single applicant units and Range Units 023, 039, and 094. This would be Range Unit 019.

Range Unit 019 - Applicants: Twin Buttes Park and Recreation, Newton Little Soldier, Coby Little Soldier, Jeb Fredericks, Dennis Huber.

All applicants present were given a chance to speak. After they had been excused, discussion was held on each of the applicant's requests. It was eventually decided to award to Coby Little Soldier, since he was trying to get started ranching on the reservation, however, verification of cattle ownership must be forthcoming from him. Jeb Fredericks would be the alternate.

Motion: Austin Gillette
Second: Daylon Spotted Bear
VOTE: Unanimous. Motion Carried.

Range Unit 021 - Applicants: Rockton Danks and John Danks. It was noted that John Danks had withdrawn his application for this unit. Therefore, motion was made to award to Rockton Danks.

Motion: George Fast Dog
Second: Mark Fox
VOTE: Unanimous. Motion Carried.

Range Unit 022 - Applicants: Ivan Johnson and Ron and Koty Brugh. Ivan Johnson, previous permittee.

Both Mr. Johnson and Ron Brugh were given an opportunity to speak on behalf of their applications, and then were asked to step out. After lengthy discussion, it was decided that the fair way to solve this situation would be to bid it out.

Mr. Gillette made a motion to go with the bid process conducted by Natural Resources, with just these two individuals, as long as it is in compliance with the Code of Federal Regulations (CFR). Mr. Carey Dreher to check this out.

Range Unit 022 (continued)

Motion: Austin Gillette
Second: Daylon Spotted Bear
VOTE: 3 for, 2 abstentions, 2 absent
Motion Carried.

Range Unit 027 - Applicants: Lester Crows Heart,
Dennis Huber, Pete Fredericks, Casey Fredericks.

Motion was made to award to Dennis Huber, since he was
the previous permittee.

Motion: Austin Gillette
Second: Ivan Johnson
VOTE: 6 for, 1 abstention. **Motion Carried.**

Range Unit 028 - Applicants: Weston Schettler and
Keith Mandan.

Mr. Mandan and Viola Schettler were invited in to speak.
After discussion, motion was made to award to Weston
Schettler, since he was the previous permittee, and to
list Keith Mandan as the Alternate.

Motion: Austin Gillette
Second: Mark Fox
VOTE: 5 for, 1 abstention, 1 absent.
Motion Carried.

Range Unit 033 - Applicants: Delvin Foote and
Mervin P., Elsie Foote Keller, Adrian Foote, Jr.

Motion was made to award to Delvin F. and Mervin P.,
since Delvin was the previous permittee, and to make
Adrian Foote, Jr., the Alternate. (Neither Elsie Foote
Keller nor Adrian Foote, Jr., had submitted verification
of 40% ownership to Natural Resources.)

Motion: Mark Fox
Second: Austin Gillette
VOTE: Unanimous. **Motion carried.**

Range Unit 040 - Applicants: Jim and Jeff Baker,
Delvin Driver, Sr.

Motion was made to award to previous permittee, Delvin Driver, Sr., and to make Jim and Jeff Baker the Alternates.

Motion: Austin Gillette
Second: George Fast Dog
VOTE: Unanimous. Motion Carried.

Range Unit 043 - Applicants: Almit Breuer and
Tom Breuer.

Motion was made to award to Almit Breuer.

Motion: Ed Hall
Second: Austin Gillette
VOTE: Unanimous. Motion Carried.

Range Unit 044 - Applicants: Almit Breuer
Wanda (Hosie) McKee.

Motion was made to award to Almit Breuer. There was no verification of 40% ownership from Wanda McKee.

Motion: Austin Gillette
Second: Ivan Johnson
VOTE: 5 for, 1 abstention, 1 absent.
Motion Carried.

Range Unit 051 - Applicants: James Foote, Adrian
Foote, Jr.

Motion was made to award to James Foote, with Adrian Foote, Jr., as Alternate.

Motion: Mark Fox
Second: Ed Hall
VOTE: Unanimous. Motion Carried.

Range Unit 055 - Applicants: Frank Benson, Jr.,
Lester Crows Heart.

Motion was made to award to previous permittee, Frank Benson, Jr., with Lester Crows Heart as Alternate.

Motion: Daylon Spotted Bear

Second: Austin Gillette

VOTE: 5 for, 2 abstentions. Motion Carried.

Range Unit 058 - Applicants: Morley and Lonnie Spotted Bear, Lester Crows Heart, Jeb Fredericks.

Jeb Fredericks stated he had not applied for this unit and did not wish to be considered. Lonnie Spotted Bear and Lester Crows Heart both addressed the council.

Motion was made to award to previous permittee, Morley and Lonnie Spotted Bear.

Motion: Austin Gillette

Second: Ivan Johnson

VOTE: 6 for, 1 abstention. Motion Carried.

Range Unit 072 - Applicants: Viola Schettler,
Keith Mandan

Motion was made to award to previous permittee, Viola Schettler.

Motion: Austin Gillette

Second: Ivan Johnson

VOTE: 6 for, 1 abstention. Motion Carried.

Range Unit 091 - Applicants: Dennis Huber, Lester Crows Heart, Thomas Sage.

Motion was made to award to previous permittee, Mr. Huber. No alternate.

Motion: Ivan Johnson

Second: Ed Hall

VOTE: 6 for, 1 absent. Motion Carried.

Range Unit 093 - Applicants: Richard Danks, Linda Little Soldier.

Motion was made to award to previous permittee, Richard Danks.

Motion: Austin Gillette

Second: Ed Hall

VOTE: 5 for, 1 abstention, 1 absent.

Motion Carried.

Range Unit 097 - Applicants: Rick Little Swallow and Lorry Little Swallow, Emerson Chase, Ed Hall

Applicants were given a chance to address council and then excused. Previous permittee had not applied. Ed Hall stated he would withdraw his application out of respect to his Uncle Emerson. After two unsuccessful motions, council was deadlocked and motion was made to bid this unit out.

Motion: Austin Gillette

Second: Ed Hall

VOTE: 5 for, 1 opposed, 1 abstention.

Motion Carried.

(NOTE : See Page 21 for further action regarding Range Unit 097.)

Range Unit 098 - Applicants: Kyle Baker, Edward Danks, Jr.

Motion and second to split this unit, as the previous permittee had not applied for renewal, and these were two new applicants. Motion defeated.

Motion: Mark Fox

Second: Ed Hall

VOTE: 2 for, 3 against, 1 abstention, 1 absent.

After lengthy discussion, motion was made to award to Kyle Baker, since this unit was originally allotted to his brother, Hugh Baker, and, therefore, has been in their family.

Motion: Austin Gillette

Second: Daylon Spotted Bear

VOTE: 4 for, 0 opposed, 2 abstentions, 1 absent.

Range Unit 098 (continued)

Motion was then made to make Edward Danks, Jr., the Alternate.

Motion: Austin Gillette

Second: Daylon Spotted Bear

VOTE: 6 for, 0 opposed, 1 absent.

Range Unit 101 - Applicants: Paul White Owl, Sr.,
Ed Hall. Previous permittee, Paul White Owl, Sr.

Natural Resources stated that they had received no verification of 40% ownership from Mr. White Owl, Sr. Motion was made to award unit to Ed Hall.

Motion: Austin Gillette

Second: Mark Fox

VOTE: 5 for, 2 abstentions. Motion Carried.

Range Unit 102 - Applicants: Ed Hall, Tex Hall,
Howard and G. Fettig, Diane Avery.

Those applicants present were allowed to address the council and state their case. After due consideration, motion was made to award unit to Diane Avery, as the unit is adjacent to her homesite, with the understanding that verification of 40% ownership is filed with Natural Resources. Note: Ed Hall stated he would withdraw his application for this unit.

Motion: George Fast Dog

Second: Mark Fox

VOTE: 5 for, 2 abstentions. Motion Carried.

Motion was then made to make Tex Hall Alternate.

Motion: Mark Fox

Second: Austin Gillette

VOTE: Unanimous. Motion Carried.

Range Unit 103 - Applicants: Tex Hall, Richard Danks, Jim Johnson, Morgan Fettig.

After hearing from those applicants who were present; and, after due consideration, motion was made to award unit to Jim Johnson and to make Tex Hall Alternate.

Motion: Austin Gillette

Second: Daylon Spotted Bear

VOTE: 5 for, 2 abstentions. Motion Carried.

Range Unit 105 - Applicants: Ron and Koty Brugh, Ivan Johnson, Richard Danks.

Motion was made to put this unit on bid, along with Range Unit 022.

Motion: Austin Gillette

Second: George Fast Dog

VOTE: Unanimous. Motion carried.

Range Unit 108 - Applicants: John Stone, Jr., Jeb Fredericks.

Motion was made to award to previous permittee, John Stone, Jr.

Motion: Austin Gillette

Second: Ivan Johnson

VOTE: 4 for, 3 abstentions. Motion carried.

Range Unit 206 - Applicants: Tony Hale; Keith Mandan; James, Nathan, and Leonard Hale, along with Lloyd Vigen.

Motion was made to award to James Hale, Nathan Hale, Leonard Hale, and Lloyd Vigen.

Motion: Ivan Johnson

Second: George Fast Dog

VOTE: Unanimous. Motion carried.

Range Unit 207 - Applicants: Everette Hall for Three Affiliated Tribes' Buffalo Pasture; Joe Black Hawk; Leonard Charging, Sr.; Dave Charging; Keith Mandan.

Natural Resources reported non-verification of 40% of cattle owned by Joe Black Hawk, Leonard Charging, Sr., and Dave Charging.

Motion was made to keep this unit for buffalo pasture.

Motion: Mark Fox

Second: Austin Gillette

VOTE: 5 for, 2 abstentions. Motion Carried.

Range Unit 208 - Applicants: Faye Moberg; Elmer and D. Fredericks.

Motion was made to award to previous permittee, Faye Moberg. After further discussion, motion was made to reconsider this, which led to rescission of awarding to Faye Moberg. Mark Fox opposed this reconsideration and opposed the rescission.

A new motion to split this unit into N208.a and S208.b was made, so that both Faye Moberg and Elmer Fredericks would have a range unit. N208.a to be awarded to Faye Moberg, and S208.b to be awarded to Elmer and D. Fredericks.

Motion: Ivan Johnson

Second: Ed Hall

VOTE: 4 for, 3 abstentions (Mark Fox was one of these three abstentions).

Motion Carried.

Range Unit 209 - Applicants: Keith Mandan; Delia and Milton Baker.

(Tony Hale, previous permittee, did not reapply for this unit.)

Motion was made to award to Keith Mandan, and to make Delia and Milton Baker the Alternates.

Motion: Ivan Johnson

Second: George Fast Dog

VOTE: Unanimous. Motion Carried.

Range Unit 229 - Applicants: Clement Baker, Billy J. Fredericks.

Motion was made to award to previous permittee, Clement Baker.

Motion: Austin Gillette

Second: Ivan Johnson

VOTE: Unanimous. Motion Carried.

Range Unit 231 - Applicants: Ted Lone Fight, Jr., Morgan Fettig, James and Ken Danks, Ted Lone Fight, III.

Natural Resources advised no verification was received from Ted Lone Fight III. Ted III said his dad, Ted Jr., had withdrawn his application. Previous permittee of this unit had been Ed Lone Fight. Most of the land in this unit is Lone Fight land, and their homesteads are located within this unit. Council advised it would approve for Ted III, provided he got his verification of 40% ownership into Natural Resources by February 13.

Motion was made to award to Ted Lone Fight, III, on condition his verification is received in Natural Resources by February 13, 1995, Morgan Fettig, Alternate.

Motion: Austin Gillette

Second: Ivan Johnson

VOTE: 5 for, 2 absent. Motion carried.

Range Unit 238 - Applicants: Tillie Walker; Elmer and Darcy Fredricks; Leonard Hale, Nathan Hale, James Hale and Lloyd Vigen; Wilbur Hunts Along; Keith Mandan; Delia and Milton Baker; Richard Danks.

Natural Resources advised no verification of 40% ownership received from Wilbur Hunts Along or Tillie Walker. After much discussion, motion was made to award to Richard Danks.

Motion: Ed Hall

Second: Ivan Johnson

VOTE: 3 for, 1 opposed, 3 abstentions.
Motion carried.

Range Unit 270 - Applicants: Dennis Huber, Pete Fredericks.

Motion was made to award to previous permittee, Dennis Huber.

Motion: Austin Gillette

Second: Ivan Johnson

VOTE: 4 for, 3 abstentions. Motion carried.

Range Unit 405 - Applicants: Curtis Hall, Manual Chase, Richard Danks, Clancie Sorenson, Kari Hall.

Those applicants still present addressed council. Curtis Hall was previous permittee. After much discussion, motion was made to award unit to Kari Hall, who has 80% ownership of cattle verified.

Motion: Mark Fox

Second: Ivan Johnson

VOTE: 4 for, 3 abstentions. Motion carried.

Range Unit 429 - Applicants: Pat Fredricks, Rudolph Sanders, Daniel Hall Sr. and Jr., Leo Standish.

Motion was made to award to current leasor, Pat Fredricks.

Motion: Austin Gillette

Second: Ivan Johnson

VOTE: 5 for, 1 abstention, 1 absent. Motion Carried.

Range Unit 505 - Applicants: Ethan Hall, Emerson Chase, Melvin Johnson, Jr.

After general discussion of this unit, motion was made to rescind Unit 207 and reallocate this to Melvin Johnson, Jr. However, Kyle Baker and Paul Danks of Natural Resources said they would be willing to work together with Melvin Johnson, Jr. on Unit 207. Motion was then withdrawn.

Range Unit 505 (continued)

Motion was then made to award unit to Ethan Hall, previous permittee. For the record, this has brought Mr. Ethan Hall up to 318 animal unit allocations, per Mr. Gillette.

Motion: Austin Gillette

Second: Mark Fox

VOTE: 5 for, 2 abstentions. Motion Carried.

Note: Treasurer Mark Fox excused himself from the meeting at this time.

Range Unit 506 - Applicants: Ed Hall, Robert Brugh, Manual Chase. Manual Chase is current leasor. No verification of 40% ownership of cattle received from Robert Brugh. After lengthy discussion with the applicants, motion was made by George Fast Dog, and seconded by Austin Gillette to put this unit up for bids for Ed Hall and Manual Chase only. Motion was approved 4 for, with 2 abstentions and 1 absent.

Before the end of the meeting, this motion and vote was rescinded by the council. It was decided that, since Emerson Chase would be sharing Unit 097 with Lorry Little Swallow, that this unit should go to Ed Hall. Motion was then made by Austin Gillette that 097 be run in common with Emerson Chase and Lorry Little Swallow; and, in addition, that 506 be awarded to Ed Hall. Motion was seconded by Ivan Johnson.

Motion: Austin Gillette

Second: Ivan Johnson

VOTE: 5 for, 0 opposed, 1 abstention, 1 absent

Range Unit 903 - Applicants: Rockton Danks, Francis Driver, Jr., Linda Little Soldier.

No verification of cattle received from either Francis Driver, Jr., or Linda Little Soldier, however, this unit is closer to Linda Little Soldier.

Motion was made to award to Linda Little Soldier, provided verification of 40% cattle ownership is provided to Natural Resources by February 13.

Motion: Daylon Spotted Bear

Second: Ivan Johnson

VOTE: 4 for, 2 abstentions, 1 absent.

Motion Carried.

Range Unit 906 - Applicants: Daniel B. Hall, Ivan Johnson, Morgan Fettig, Richard Danks. Previous permittee was Jim Johnson.

Motion was made to award to Ivan Johnson.

Motion: Austin Gillette

Second: Daylon Spotted Bear

VOTE: 4 for, 2 abstentions, 1 absent.

Motion Carried.

Range Unit 097 - Applicants: Lorry Little Swallow
Emerson Chase

Lorry Little Swallow submitted a request to be heard again by the full council, regarding Range Unit 97, and the fact that this was to be bid out. After hearing Ms. Little Swallow, council requested that Manual Chase come in to speak for his father, Emerson, since Emerson had gone home. In an attempt to work out a compromise, Councilman Gillette suggested perhaps splitting this unit between Emerson and Lorry. This wasn't acceptable because of the fencing that would be required.

After lengthy discussion, Manual Chase, on behalf of his father, and Lorry Little Swallow advised the council that they would be willing to share this unit, rather than have to bid on it.

Motion was then made by Austin Gillette to allow Lorry Little Swallow and Emerson Chase to share **Range Unit 097**; and, in addition, that 506 be awarded to Ed Hall.

Motion: Austin Gillette

Second: Ivan Johnson

VOTE: 5 for, 0 opposed, 1 abstention, 1 absent.

Motion Carried.

ITEM #7. ADJOURN.

Motion was then made by Austin Gillette to adjourn, seconded by Daylon Spotted Bear. Motion Passed.
Meeting was adjourned at 11:50 p.m.

MINUTES APPROVED & ACCEPTED BY TRIBAL COUNCIL: March 09, 1995

Submitted: *Marian Spotted Bear*
Marian Spotted Bear
Recording Secretary

Accepted: *Daylon Spotted Bear*
Daylon Spotted Bear
Executive Secretary