



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
NATURAL RESOURCE COMMITTEE
JANUARY 31, 2013**

CALL TO ORDER:

Committee Chairman-Councilman Fred Fox called the meeting to order at 10:47 am.

ROLL CALL:

Members present: Committee Chairman, Councilman Fred Fox, Councilwoman Brugh, and Councilman Ken Hall (sitting in for Councilman Phelan). A quorum was established with three members present.

01. APPROVAL OF AGENDA:

Councilman Hall moved for approval of the agenda as amended.
Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried unanimous.

02. APPROVAL OF MINUTES:

Councilwoman Brugh recommended that all minutes be deferred until each member has a chance to read minutes.

03. PHILLIP K. HANAMAIKAI -DYAD ENVIRONMENT:

Councilman Phelan moved to authorize the DYAD to work with Annette Young Bird to complete a report to present to the full council. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

04. RURAL WATER DISPOSAL WELL –TED LONE FIGHT III:

MOTION: Councilwoman Brugh moved to approve the construction of a water disposal on T Section 148 containing 41.8 acres tract 1799-E –water connects will be for home use only no industrial use until all tribal members in that area are hooked up to the water line. Councilman Phelan seconded the motion.

NOTE: Ted Lone Fight III will need to fill out an application first with Laurie Alberts who works in Public Works.

VOTE: 3 Ayes. Motion carried.

05. 2013 BARTLETT & WEST FBRW DEPOTS SERVICES:

Wilbur Wilkinson reported the Allottees are battling with EOG Company with the passing of Resolution No. 12-015-VJB. The EOG is trying to use right of way to cross allottee surface lands in Clarks Creek. The Council needs to re-address the Resolution as soon as possible. Councilwoman Brugh clarified Resolution No. 12-015-VJB reads: "Bartlett & West has the authority to build a water depot in each segment and then out of that depot they have the right have the truck come up and buy water but not to build a water line." Maynard Demery needs to have a report at the next TBC meeting as well as Bartlett & West. This will be forwarded to the next Tribal Business Council meeting.

06. HOMESITES, LAND EXCHANGES & LAND ACQUISITION:

A. Eugene White Owl Homesite Hidatsa Hills – New Town
Councilwoman Brugh moved to approve a home site to Eugene White Owl in the Hidatsa Hill area. Councilman Phelan seconded the motion.

VOTE: 3 Ayes. Motion carried.

B. Leland Beston – Home site Hidatsa Hills
Councilman Phelan moved to approve a home site to Leland Beston in the Hidatsa Hill area. Councilman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

C. Sarah Young Bird – Homesite Hidatsa Hill Hills/4 Bears
Councilwoman Brugh moved to approve a home site lease in the Four Bears Area. (Randy White Owls lot? Councilman Phelan seconded the motion.

VOTE: 3 Ayes. Motion carried.

Ed Fox to check into lot of White Owls

D. Dana Baker – Hidatsa Hill/Four Bears
Councilman Phelan moved to approve a home site lease in the Four Bear Area. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

E. Lacey Jacobs – Homesite Hidatsa Hills
Councilman Phelan moved to approve a home site lease in the Hidatsa Hills Area. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

F. Rebecca Bird Jensen – Homesite White Shield
Tabled until NRD could produce a land description.

07. RURAL WATER HOOK-UP TO THE HOUSE:

The Water system going down to the Lost Bridge to Chaundee Chase is free as well as the water to Manuel Chase's house. The Administrator from Fort Berthold Rural Water, Maynard Demaray needs to be more accountable and answer his tribal phone. TBC tried calling him –BIA 30 was without water.

08. HUBERT HEART LAND MODIFICATION:

By Resolution all Rites of Way cannot prevent egress/ingress anyone from their home.

09. HOWARD WILKINSON FARM/PASTURE LEASE APPLICATION:

Councilman Phelan moved for approval of a **5 year Renewal** lease to Allotment Number **T170A-A/D** to Howard Wilkinson described as **grass w/SE4, S2/NE4 Sec 22, Twp 148, Rge. 89, W Fifth** containing **192** pasture acres for the cash rent **\$7.50** per acre. Total amount per year is **\$1,440.00.** Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

10. HOWARD WILKINSON RENEWAL/BIA LEASE:

Councilman Hall moved for approval of Allot. No. **T197A/T13404, to** Howard Wilkinson described as **grass w/NE4,N2 SE4** containing **131.4** acres for **\$7.50** per acre for a period of 5 years for a **total of \$ 982.50.** Councilman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

11. GRETA WHITECALFE FARM/PASTURE LEASE APPLICATION:

Councilman Hall moved for approval of Allot. No. **T.A.** to Greta Whitecalfe described as **T.A.** W/Sections 8,9,10,11,15 & **1/4 c** containing **430** acres for **\$7.50** per acre for a period of **5** years for a total of **\$3,225.00.** Councilman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

12. STEVEN MYERS FARM/PASTURE LEASE APPLICATION:

Councilwoman Hall moved for approval of a **5 year Renewal** lease to Allotment Number, **T279A/T279A-A** described cropland w/N1/2/SE1/4 SE1/4 4SE1/4 4SE1/4 **Twp 150, Rge 90, W. Fifth N1/2 SW1/4 SE1/4 SE1/4 w/SE1/4 NE1/4 SE1/4** of Section 24 &25 containing **186.7**

cultivated acres for the cash rent \$48.00 per acre. Total amount per year \$8,961.00. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

13. MANDAREE DEVELOPMENT:

Councilman Phelan moved to reserve T1716A located in Mandaree to be for development all 116 acres tribal land. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

14. MANDAREE LAND DESCRIPTION:

Councilman Phelan moved to reserve T757A 80 acres located right in Mandaree for development. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

15. FISH AND GAME :

- Counted 1500 deer
- Data coming from officers
- Land base
- Access a permit MOU with Dunn County
- 150 cabins and trailers.
- Honor fishing permit
- Sell access permits in April.

16. ADD ADDITIONAL LANGUAGE TO EASEMENT FORMS:

The BIA requires a language modification be passed by the committee or TBC so the language will be in conformance with CFR 25.

Councilman Phelan moved to approve a language modification on the TAT Easement form –to the full TBC for action after Legal review. Councilman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

17. STEVE KELLY WATER PERMIT:

Councilman Phelan moved to approve a modification to Steve Kelly's water permit of 250,000 gallons of water –to include Lot 3 and Lot 6 @ \$150,000 dividing no increase and designating areas as metered. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

18. ADJOURNMENT:

Councilman Phelan moved to adjourn the meeting at 1:12 pm.
Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council's **Natural Resources Committee** is composed of three (3) members of whom three (3) constitute a quorum _____ were present at the Meeting there of duly called, notice, convened and held on the day of _____, 2013; that the foregoing Minutes were either amended and duly adopted as is at such meeting by the affirmative vote of _____ members; _____ members opposed; _____ members abstained; _____ members not voting.

Dated this _____ day of _____, 2013.

**Chairperson, Fred Fox, NATURAL RESOURCES COMMITTEE
TRIBAL BUSINESS COUNCIL-THREE AFFILIATED TRIBES**

ATTEST:

**Member, NATURAL RESOURCES COMMITTEE
TRIBAL BUSINESS COUNCIL - THREE AFFILIATED TRIBES**

**Member, NATURAL RESOURCES COMMITTEE
THREE AFFILIATED TRIBES**