



CALL TO ORDER:

Councilman Fred Fox called the meeting to order at 10:58 AM.

ROLL CALL:

Present: Councilwoman Sherry Turner-Lone Fight, Councilwoman Monica Mayer, & Councilman Fred Fox.
Quorum established.

I. APPROVAL OF AGENDA

Motion: Councilwoman Monica Mayer moved to approve the agenda. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

II. APPROVAL OF MINUTES

• **September 2nd, 2021 Energy Committee Minutes.**

Motion: Councilwoman Monica Mayer moved to approve the September 2nd, 2021 Energy Committee Minutes. Councilwoman Sherry Turner-Lone Fight seconded the motion. Vote: 3-0-0. Motion carried.

III. ENERGY Chairman – Councilman Fred Fox

A. Update

Item deferred.

IV. BIA & BLM UPDATES

A. Bureau of Indian Affairs (BIA) – Kayla Danks, Superintendent

1) Update – Rick Clifford reality officer for the great plains region and Albert Bond is with the energy Indian center. Kayla presented a power point. Oil and Gas ROW's have 4 pending, 75 approved and 16 returned for compliance pending. Lease Assignment Project, have 100 Lease Assignments pending approval, one if for 65,000-acre lease which they are working on, 190 Lease assignment Approved, all approved lease assignments recorded in TAAMS. They work closely with the Energy staff. Project updated, Terso ROW 100% Tribal tracts. Building Update, have been working close with Cheryl Bruce on the new tribal building construction. also working with FBA, BTFA and OJS needs. Government area will have 2000 sq. ft. vault for trust records maintained by the FBA. There are 2 range techs that will be added to staff/ Po; and gas OMDA.... Bitcoin Harvesting discussed on O&G ROWs, and were notified that bit coin harvesting may be occurring on several tracts. We are reviewing next steps, including a determination whether such activity is within the purpose/Scope of the ROW Grant. If it is not, the operator may be required to negotiate a modification with the land owners and or BIA may need.....Bitcoin harvesting what is it? Councilwoman Monica Mayer asked. IT is energy to collect on the computers. Albert gave more information on Bitcoin.... Councilwoman Monica Mayer sounds like the whole process falls within the whole ... and it sounds like they are making money off of us. MRR has been approached and it is happening. Kenny Lyson states it is being measured and the royalties are being paid, it uses a lot of energy so we need to keep track of the gas. Councilman Fred Fox asked which companies are doing this? WPX and Enerplus. Councilwoman Monica Mayer we need to stay ahead of this, we don't want



outsiders using us, we need to put enforcers on this. We need to have compliance enforcement. Councilman Fred Fox give this to Gunderson and come up with an agreement to consume this. MRR states this in the Mandaree area. They received a report on this. Josh R states, they come in on well sites they don't have... we need to measure the gas and Enerplus does not get any money for this. the reason they use it is to keep the flares down,.... Councilman Fred Fox asked so...Josh answered the question. They are losing money off of this. Kayla asked... Josh states, It's beneficial use. MRR negotiated upfront payment. MRR asked about the IMDA with marathon, is it tribal trust land, Kayla states. Yes. 347 acres. John Fredericks states there is another trust that needs to be passed. There was an existing lease. Other Updates, The Figure Four Buffalo Ranch proclamation request is being processed by the Central Office Division of Real Estates Service..... Oher Updates, the Mercer County and Fettig Ranch fee to trust applications are currently..... they have pending. It is in the hand out he read to the Committee.... There are some dollar figures in the report read, 437 million dollars. Allotted numbers are in the report. Councilwoman Monica Mayer asked 2/3 (to allottee) to one 1/3 (to tribe). Kayla states the allottee needs to know those numbers for tax, a report is given out. BIA Real Estate Services was read from the report. Councilwoman Monica Mayer what does it mean when flaring...BLM could answer that better. Loren can speak more on this. Councilman Fred Fox the majority of.... Councilwoman Monica Mayer states just the trust lands. Kayla states the last she knows they are capturing 85% according to Jeff Hunts report. Kayla states they can put something together for the committee on this. On Jim Helms report read by Councilman Fred Fox on this section. Other Issues for Discussion, Superintendent Retirement (Projected November 30th, 2021. Transition team included Dani McQuillen, Deputy Regional Director and Rick Clifford and Albert Bond state Bond from the Indian Energy Service Center.... Kayla thanked the Committee for serving as the Superintendent, it's been a pleasure to work with everyone.

B. Bureau of Land Management (BLM) – Loren Wickstrom, Field Manager
1) Update – Report Submitted

FTR: Councilman Cory Spotted Bear joined the meeting at 11:52 AM.

Loren noted that the pads for WPX and Enerplus pads, all the gas is being accounted for...

V. MHA ENERGY DIVISION

A. Update – Kenny Lyson, Interim Director

Kenny informed the price of oil is up to almost \$80 per barrel. There are 2 wells currently on FB. Spoke about the other upcoming rigs. The will be working with Loren Wickstrom on Bitcoin. On sites are slow this year, are getting some PTS in.

VI. OTHER BUSINESS

A. Thunder Butte Energy Update – Bernie Fox

Item deferred.

B. MRR Update – Dave Williams, President/CEO
Report submitted to committee by email.



C. Industry Update – Josh Ruffo

There is an issue working with the roads department. Issues with dust and trying to keep the roads watered. John Fredericks talked about bitcoin, make sure they are selling off the gas to the bitcoin operator, we want to make sure this is a transparent.... Have to be in arm length.... the money should not be going to the Operators. Hosh states... Councilman Fred Fox what is Enerplus looking like for the rest of the year?

John Fredericks states the Resolution of Fee... \$5,000 fee for the acres. Should charge a flat fee. Keep it simple. There are a couple edits that need to be made.

Motion: Councilwoman Monica Mayer moved to forward to TBC with a recommendation of adding \$5,000. Councilman Cory Spotted Bear seconded the motion. Vote: 3-0-0. (STLF-NV). Motion carried.

D. Pipeline Discussion – Travis Hallam

See Closed Session.

E. Renew Contract – Steve Gunderson, Tallsalt

See Closed Session.

VII. CLOSED SESSION

A. Renew Contract – Steve Gunderson, Tallsalt

B. Pipeline Discussion – Travis Hallam

VIII. ROW APPROVALS (CLOSED SESSION)

A. Operators

1) Marathon

a. Deep Creek Pad

2) Crestwood

a. Arrow African Animals Central & Fish South Well Connect

3) RimRock

a. Two Shield Butte 13-21 Electrification Project

IX. ADJOURNMENT

Motion: Councilwoman Monica Mayer moved to adjourn the meeting. Councilman Cory Spotted Bear seconded the motion. Meeting adjourned at 12:32 PM.

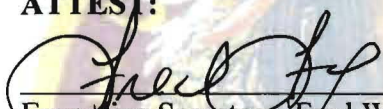


CERTIFICATION

I, the undersigned, as Committee Chairperson of The Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Energy Committee is composed of three (3) members and of whom three (3) constitutes a quorum 4 were present at the meeting thereof duly called, notice, convened and held on the 27th day of October, 2021; that the foregoing minutes were duly adopted at such meeting by the affirmative vote of 3 members; 0 members opposed; 0 members abstained; 0 members not voting.

Dated this 27th day of October, 2021.

ATTEST:


Executive Secretary, Fred W. Fox
Tribal Business Council,
Three Affiliated Tribes


Committee Chairman, Fred W. Fox
Tribal Business Council
Three Affiliated Tribes