

RESOLUTION OF THE GOVERNING BODY OF  
THE THREE AFFILIATED TRIBES OF THE  
FORT BERTHOLD RESERVATION

WHEREAS, This Corporation is an Indian Chartered Corporation as defined by the Indian Reorganization Act of June 18, 1934, and authority is granted under this Act, and

WHEREAS, The Attorneys for the Tribes, Wilkinson, Cragun & Barker Law Firm, have submitted a voucher for services rendered to the Three Affiliated Tribes of the Fort Berthold Reservation in connection with the case of City of New Town vs. United States, et al, for the period of August 1, 1970 through October 31, 1970, and

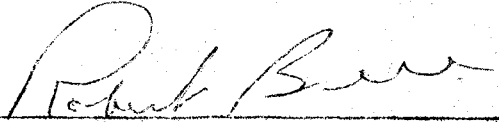
WHEREAS, the foregoing voucher is in the amount of \$7,500.00 and no part of the same has ever been paid to said Attorneys.

NOW, THEREFORE BE IT RESOLVED, that the reimbursement voucher of Wilkinson, Cragun & Barker, in the amount of \$7,500, is hereby approved for payment by the Tribal Business Council of the Three Affiliated Tribes, Fort Berthold Reservation, North Dakota.

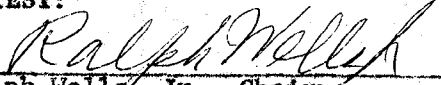
C E R T I F I C A T I O N

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 10 members, of whom 8 constituting a quorum were present at a Special meeting, thereof duly called, noticed, convened and held on the 7th day of January 1971; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 passed, 0 abstentions, and that said Resolution has not been rescinded or amended in any way.

Dated this 7th day of January 1971.

  
\_\_\_\_\_  
Robert Bell, Secretary  
Tribal Business Council  
Three Affiliated Tribes

ATTEST:

  
\_\_\_\_\_  
Ralph Wells, Jr., Chairman  
Tribal Business Council  
Three Affiliated Tribes

PUBLIC VOUCHER FOR PURCHASES AND  
 SERVICES OTHER THAN PERSONAL

D. O. Vou. No. ....

Bu. Vou. No. ....

U. S. Department of the Interior - Indian  
 (Department, bureau, or establishment)

Voucher prepared at Washington, D.C. - November 12, 1970  
 (Give place and date)

THE UNITED STATES, Dr., Payee's Account No. ....

To WILKINSON, CRAGUN & BARKER  
 (Payee)  
 1616 H Street, N.W., Washington, D.C.  
 (Address) (City) (State)

PAID BY  
  
 (For use of Paying Office)

No. and Date of Order	Date of Delivery or Service	ARTICLES OR SERVICES (Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)	QUANTITY	UNIT PRICE		AMOUNT Dollars
				Cost	Per	
		For services rendered to the Three Affiliated Tribes of the Fort Berthold Reservation in connection with the case of <u>City of New Town v. United States, et al.</u> and with other matters, for the period August 1, 1970 through Oct. 31, 1970.				\$10,315
		Waiver			minus	\$ 2,815
						Total \$ 7,500

PAYMENT:

- Complete
- Partial
- Final

Use continuation sheet(s) if necessary

Shipped from \_\_\_\_\_ to \_\_\_\_\_ Weight \_\_\_\_\_ Government B'L No. \_\_\_\_\_ Total \$ 7,500

I certify that the above bill is correct and just and that payment therefor has not been received.

(Payee must NOT use this space)

(Sign original only)

Differences

Date 11/13/70 \*Payee WILKINSON, CRAGUN & BARKER

(This certificate not required when a like certificate is made by payee on attached bill or bills)

Account verified; correct for

Per J. Craig Barker Title Partner

(Signature or initials)

Contract No. \_\_\_\_\_ Date \_\_\_\_\_ Req. No. \_\_\_\_\_ Date \_\_\_\_\_ Invoice Rec'd. \_\_\_\_\_

Pursuant to authority vested in me, I certify that this account is correct and proper for payment.

Approved for \$ \_\_\_\_\_

(Authorized Certifying Officer)

By \_\_\_\_\_

SIGN ORIGINAL ONLY

Title \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

THE REVERSE OF THIS FORM MUST BE EXECUTED WHEN PURCHASES ARE MADE OR SERVICES SECURED WITHOUT WRITTEN AGREEMENT IN ANY FORM

ACCOUNTING CLASSIFICATION (For completion by Administrative Office)

Appropriation, limitation, or project symbol	Appropriation title				Limit'n. or Proj't. Amount	Appropriation Amount
Allotment symbol	Amount	Obligations liquidated	COST ACCOUNT		OBJECTIVE CLASSIFICATION	
			Symbol	Amount	Symbol	Amount

Paid by { Check No. \_\_\_\_\_ dated \_\_\_\_\_ 19\_\_\_\_ for \$ \_\_\_\_\_ } on Treasurer of the United States favor of payee named above.

AFFIDAVIT

District of Columbia: ss

I, Jerry C. Straus, being first duly sworn upon oath, depose and say:

That I am an attorney at law, duly enrolled and authorized to practice before the Courts of the District of Columbia and the Department of the Interior of the United States, and am a partner of Wilkinson, Cragun & Barker, and on behalf of said firm I made and entered into a contract with the Three Affiliated Tribes of the Fort Berthold Reservation, North Dakota, effective as of August 1, 1970, all under the provisions of Section 81, Title 25 of the U.S. Code.

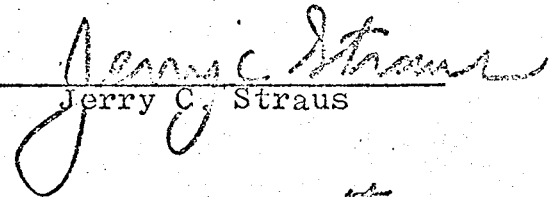
That on behalf of said firm I have filed with the Commissioner of Indian Affairs a voucher Form 1034 for the period August 1, 1970 through October 31, 1970; that members and associates of said firm performed services in connection with the case of City of New Town v. United States, et al. and matters indicated below on a total of 59 days involving work done by 3 attorneys during the period involved, for a total of 245.9 hours.

That said firm has waived \$2,815.01 of the charges for legal services during this reporting period.

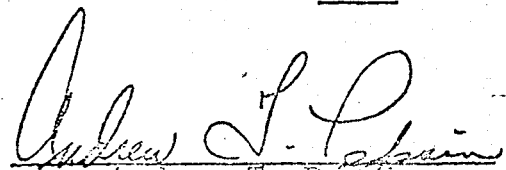
That Robert Vogel, Esq., of Vogel, Bair, Graff & Brown, 210 First Avenue, N.W., P.O. Box 100, Mandan, North Dakota 58554, also performed services enumerated on the attached Statement of Services, for a total of 18.4 hours.

SUMMARY OF SERVICES PERFORMED ON BEHALF OF THE  
THREE AFFILIATED TRIBES OF THE FORT BERTHOLD  
RESERVATION IN THE CASE OF CITY OF NEW TOWN  
V. UNITED STATES, ET AL. FOR THE DISTRICT OF  
NORTH DAKOTA, WESTERN DIVISION

1. Numerous telephone calls and conferences with members of the Tribal Council, Superintendent James Keaton, Robert Vogel, attorneys on the case at the Departments of Justice and Interior in Washington, D.C. on the developments in and strategies to be taken in all aspects of the case.
2. Prepared various legal and factual memoranda on various aspects of the case, including procedure for intervention by the Tribes prior to the plaintiff's filing an amended complaint naming the Tribes as defendants; legislative and administrative interpretations of the effect of the Act of June 1, 1910, 36 Stat. 455; and other research materials gathered in connection with preparation of the case.
3. Preparation of answer to plaintiff's complaint, motion for summary judgment, and brief in support of motion for summary judgment.
4. Preparation of exhibits and affidavits in connection with motion for summary judgment.

  
Jerry C. Straus

Subscribed and sworn to before me this 13<sup>th</sup> day of  
November, 1970.

  
Andrew T. Poppin  
Notary Public  
for the District of Columbia