

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

- WHEREAS, The Three Affiliated Tribes of the Fort Berthold Reservation have an accounting claim against the United States pending before the Indian Claims Commission in Docket No. 350-G, and have retained the law firm of Wilkinson, Cragun & Barker to present the claim to the Commission, pursuant to Contract No. A00C14200070 dated June 12, 1967; and
- WHEREAS, The law firm advises that in order to properly present the claims in Docket 350-G, it will be necessary to hire a number of expert witnesses, including particularly an historian, an accountant, two range management specialists working as a team, and a land appraiser, and perhaps others as the evidence may indicate, and it will be necessary for the attorneys to incur other expenses in connection with presenting such claims, and the attorneys advise that the said expenses may range as high as \$250,000; and
- WHEREAS, On the advice of the Attorneys the Tribes have set aside out of their judgment in Docket 350-F the sum of \$250,000, as a Litigation Fund to pay for the said expenses of presenting the claims in Docket 350-G;
- NOW, THEREFORE, BE IT RESOLVED, That the attorneys are hereby authorized to enter into contracts, on behalf of the Tribes, subject to the approval of the Secretary of the Interior, with the following expert witnesses, and in the amounts not to exceed the following:

<u>Name</u>	<u>Specialty</u>	<u>Limit</u>
Michael F. Foley	Historian	\$45,000
Neil A. Thomas	Land Appraiser	\$55,000
Warren C. Whitman	Range Specialist	15,000
Clayton L. Quinnild	Range Specialist	22,500
(Paul Gillis or Thomas Langan)	Accountants	50,000
	Total	<u>\$187,500</u>

said amounts to be payable directly out of the Litigation Fund upon submission of proper vouchers to the Secretary and approval of the Secretary;

BE IT FURTHER RESOLVED, That the attorneys are authorized to engage one or more mineral experts to make a preliminary survey to determine whether claims asserted in this litigation, based upon the government's handling of minerals underlying the Fort Berthold Reservation warrant retention of a mineral expert to prepare such claims and testify thereon before the Indian Claims Commission on behalf of the Tribes. Compensation for such preliminary survey shall be limited to \$3,000, payable directly out of the Litigation Fund upon submission of proper vouchers to the Secretary and approval of the Secretary;


BE IT FURTHER RESOLVED, That the attorneys are authorized to be reimbursed directly out of the Litigation Fund for any expenses incurred under their contract up to \$20,000 upon submission of proper vouchers to the Secretary and approval of the Secretary;

BE IT FURTHER RESOLVED, That the above limits shall not be exceeded, nor shall contracts be entered into with additional experts (except such contracts as the attorneys may wish to advance payment for under their attorney contract and within their aforementioned ceiling of \$20,000), without further approval of the Business Council.

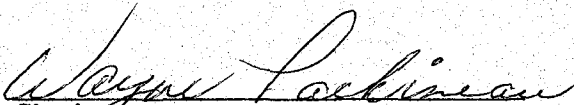
C E R T I F I C A T I O N

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 11 members of whom 7 constituting a quorum were present at a special meeting, thereby duly called, noticed, convened and held on the 9th day of June, 1976, that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 members opposed, and 0 abstentions and that said resolution has not been rescinded or amended in any way.

Dated this 9th day of June, 1976.


Secretary
Tribal Business Council
Three Affiliated Tribes

ATTEST:


Chairman
Tribal Business Council
Three Affiliated Tribes

Approval Recommended:

Superintendent
Fort Berthold Agency



6/24/76

United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

ABERDEEN AREA OFFICE
115 FOURTH AVENUE S.E.
ABERDEEN, SOUTH DAKOTA 57401

IN REPLY REFER TO:

Tribal Government
and Indian Rights

JUN 15 1976

Memorandum

To: Acting Superintendent, Fort Berthold Agency
From: Tribal Government and Indian Rights
Subject: Tribal Resolution

We have received tribal resolution No. 76-140
enacted by the Three Affiliated Tribes Bus. Council.

The resolution has been referred to AAO, Credit
(For approval)

Comments:

Please submit proposed contracts between Three Affiliated Tribes
and expert witnesses listed in the resolution, in order that
approval action may be accomplished.

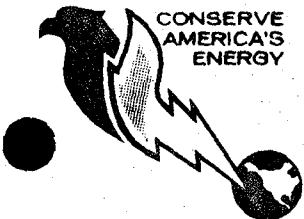
(Sgd) Earl J. Azure

Acting Director

cc:

Chairwoman, Three Affiliated Tribes

CONSERVE
AMERICA'S
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United States Department of the Interior

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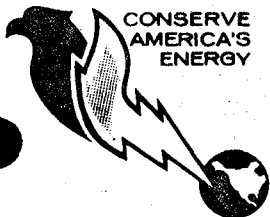
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The resolution has been referred to Tribal Government
(For approval).

Comments:

(Sgd) **Earl J. Azure**
Acting Director

cc: Chairwoman, Three Affiliated Tribes



Save Energy and You Serve America!