

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

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

WHEREAS, the Constitution and Bylaws of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage in activities for the welfare and benefit of the tribes and tribal members; and

WHEREAS, Attorneys, Wilkinson, Cragun & Barker (Contract #A00C14201145) have submitted voucher for payment of legal services \$7,564.98 and legal expenses \$175.26, July 1980; and

THEREFORE BE IT RESOLVED, that the Three Affiliated Tribes' Tribal Business Council hereby authorizes payment in the amount of \$7,740.24 to Wilkinson, Cragun & Barker for the month of July, 1980.

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

I, the undersigned, as the 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 constitutes a quorum, 11 were present at a Special Meeting, thereof duly called, noticed, convened, and held on the 6 day of November, 1980: that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 11 members, 0 members opposed, 0 members abstained, 0 members not voting and that said resolution has not been rescinded or amended in any way.

Chairman (voting) (not voting).

Dated this 6 day of November, 1980

SECRETARY, Lillie Walker  
Tribal Business Council

ATTEST:

CHAIRMAN James L. Bittute  
Tribal Business Council

**PUBLIC VOUCHER FOR PURCHASES AND  
 SERVICES OTHER THAN PERSONAL**

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

Bu. Vou. No. ....

U. S. INTERIOR - Indian  
 (Department, bureau, or establishment)

Voucher prepared at Washington, D.C.  
 (Give place and date)

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

To Wilkinson, Cragun & Barker  
 (Payee)  
1735 New York Ave., N.W., Washington, D.C. 20006  
 (Address) (City) (State)

PAID BY  
  
  
  
  
 (For use of Paying Office)

| No. and Date of Order   | Date of Delivery or Service | ARTICLES OR SERVICES<br>(Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)                        | QUANTITY | UNIT PRICE         |       | AMOUNT  |     |
|---|-----------------------------|--|----------|--------------------|-------|---------|-----|
|   |                             |  |          | Cost               | Per   | Dollars | Cts |
|   |                             | Legal services rendered on behalf of Three Affiliated Tribes of the Fort Berthold Reservation during July 1-31, 1980, pursuant to Contract No. A00C-1420-1145. |          |                    |       | \$7564. | 98  |
|   |                             | Expenses incurred pursuant to the same contract, posted during July 1-31, 1980.  |          |                    |       | 175.    | 20  |
| PAYMENT:<br>Complete <input type="checkbox"/><br>Partial <input type="checkbox"/><br>Final <input type="checkbox"/> |                             | Use continuation sheet(s) if necessary   |          |                    |       |         |     |
| Shipped from  |                             | to   | Weight   | Government B/L No. | Total | \$7740. | 20  |

I certify that the above bill is correct and just and that payment therefor has not been received.  
 (Sign original only)

Date 10/8/80 \*Payee Wilkinson, Cragun & Barker  
(This certificate not required when a like certificate is made by payee on attached bill or bills)

Per Cu Hm Title Partner

Account verified; correct for  
 (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 \$ \_\_\_\_\_ Title \_\_\_\_\_  
 (Authorized Certifying Officer)

By \_\_\_\_\_ Title \_\_\_\_\_  
 SIGN ORIGINAL ONLY

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  
 { Cash \$ \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_ Payee \_\_\_\_\_ } favor of payee named above.  
 (Sign original only)

\* When a voucher is signed or receipted in the name of a company or corporation, the name of the person writing the company or corporate name, as well as the capacity in which he signs, must appear. For example: "John Doe Company, per John Smith, Secretary", or "Treasurer", as the case may be.  
 † If the ability to certify and authority to approve are combined in one person, one signature only is necessary; otherwise the approving officer will sign on the line below "Approved for \$ \_\_\_\_\_", and

Per \_\_\_\_\_ Title \_\_\_\_\_

**WILKINSON, CRAGUN & BARKER  
LAW OFFICES**

1735 NEW YORK AVENUE, N. W.  
WASHINGTON, D. C. 20006

(202) 783-4800

CABLE ADDRESS  
"WILCBAR"

October 8, 1980

ERNEST L. WILKINSON (1899-1978)  
WIN W. CRAGUN (1906-1969)

GLEN A. WILKINSON  
ROBERT W. BARKER  
CHARLES A. HOBBS  
ANGELO A. IADAROLA  
PAUL S. QUINN  
LEON T. KNAUER  
RICHARD A. BAENEN  
JERRY C. STRAUS  
HERBERT E. MARKS  
PIERRE J. LAFORCE  
FRANCES L. HORN  
GORDON C. COFFMAN  
PATRICIA L. BROWN  
STEPHEN R. BELL  
R. ANTHONY ROGERS  
FOSTER DE REITZES  
JOHN M. FACCIOLA  
PHILIP A. NACKE  
THOMAS E. WILSON  
EDWARD M. FOGARTY

ROSEL H. HYDE  
*Counsel*

ALAN I. RUBINSTEIN  
JAMES E. MAGEE  
ROBERT B. MCKENNA, JR.  
JOSEPH P. MARKOSKI  
STEVEN C. LAMBERT  
STEPHEN A. HILDEBRANDT  
CHARLES I. APPLER  
LAUREL R. BERGOLD  
F. THOMAS MORAN  
CAROL L. BARBERO  
JACQUELYN R. LUKE  
JAMES L. CASSERLY  
TIMOTHY C. SLOAN  
KENNETH E. SATTEN  
SUSAN O. BERGHOEF  
GLENN P. SUGAMELI

Three Affiliated Tribes  
New Town, North Dakota 58763

STATEMENT

General counsel services during July, 1980:

Special authorized services:

Garrison Dam Hunting and Fishing Takeover:  
plan strategy; talk with Sam St. Arnold of BIA; extract relevant material from files; telecon Gene Nygaard of Sen. Burdick's office; review 1974 State management plan; letter to Kelcey Packineau with outline of management proposal; telecons with Ken Fredericks and Hans Walker; review files and cases regarding jurisdiction of the Take Area on the Reservation; research and drafting argument on tribal jurisdiction; send memo on jurisdiction to Krenzke, Ayer and Walker; examine Corps' statutes re wildlife conservation and public recreation in the Take Area; draft proposal to Corps; draft letters for Gillette to send State re meeting; telecons with Marie Wells re \$200,000 hunting and fishing proposal and removal of judges; pick up papers on Leech Lake fishing situation from Sam St. Arnold.

|  | Standard Rate | Tribal Rate (85% |
|--|---------------|------------------|
| Mr. Hobbs            20.1 hrs. x \$145 = | \$2914.50     | \$2477.32        |
| Mr. Straus           0.2 hr. x 135 =     | 27.00         | 22.95            |
| Ms. Berghoef        45.5 hrs. x 65 =     | 2957.50       | 2513.88          |
| Law Clerk            0.7 hr. x 45 =      | 31.50         | 26.78            |

PAYEE: Wilkinson, Cragun & Barker

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|      |   |                 |
|------|---|-----------------|
| 6/12 | Tel., RBM to Mr. Boston, New Town, N.D.   | \$ 4.65         |
| 6/27 | Tel, CAH to Terry Stevenson, New Town, N.D.   | .58             |
| 6/30 | Taxi to Sen. Committee Hearings (SDC)   | .90             |
| 7/2  | Tel., CAH to Austin Gillette, New Town, N.D.  | .58             |
| 7/2  | Tel., CAH to Kelcey Packineau, New Town, N.D.   | 4.97            |
| 7/3  | Tel., CAH to Tillie Walker, New Town, N.D.  | .58             |
| 7/3  | Tel., CAH to Austin Gillette, New Town, N.D.  | .58             |
| 7/3  | Tel., CAH to Kelcey Packineau, New Town, N.D.   | .58             |
| 7/7  | Tel., SOB to Clerk's Office, U.S. District Court, Bismarck, N.D.  | 1.77            |
| 7/31 | Excess postage incurred on correspondence, etc., required in connection with Fort Berthold General matters during the month of July.                        | 19.69           |
| 7/31 | Cost of photocopying copies of documents, etc., required in connection with Fort Berthold General matters during the month of July.                         | 116.10          |
| 7/31 | Spee-dee-que - cost of multilithing various documents, memoranda, etc., required in connection with Fort Berthold General matters during the month of July. | <u>24.28</u>    |
|      |   | <u>\$175.26</u> |

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Special authorized services (continued):

Garrison Dam Restoration Bill: Plan strategy; call Gillette re setting meeting with Governor; conference with Frank Ducheneaux; review legislative history and send copies to Interior Department; long telecon with Cassen of Rights Protection Office of BIA; draft letter to Martin re restoration of mineral interests.

|              | <u>Standard Rates</u>       | <u>Tribal Rate (85%)</u> |
|--------------|-----------------------------|--------------------------|
| Mr. Hobbs    | 2.1 hrs. x \$145 = \$304.50 | \$ 258.82                |
| Ms. Berghoef | 5.6 hrs. x 65 = 364.00      | 309.40                   |

Magistrate Bill: Obtained information from BIA law enforcement on Reservation; prepared comments.

|              |                            |        |
|--------------|----------------------------|--------|
| Mr. Hobbs    | 0.5 hr. x \$145 = \$ 72.50 | 61.63  |
| Ms. Berghoef | 9.2 hrs. x 65 = 598.00     | 508.30 |

Water Code: Confer with RAR and Mr. Chambers.

|            |                            |       |
|------------|----------------------------|-------|
| Mr. Hobbs  | 0.4 hr. x \$145 = \$ 58.00 | 49.30 |
| Mr. Rogers | 0.5 hr. x 110 = 55.00      | 46.75 |

Oil Tax Code: Review letter from Gillette and send memo to PLB; revise draft severance tax and send letter to Gillette regarding it.

|           |                             |        |
|-----------|-----------------------------|--------|
| Mr. Hobbs | 1.4 hrs. x \$145 = \$203.00 | 172.55 |
| Ms. Brown | 1.2 hrs. x 115 = 138.00     | 117.30 |

Total authorized special services: \$6564.98

Retainer fee\* 1000.00

Expenses posted during July, 1980 (per attached statement) 175.26

TOTAL \$7740.24

\* The retainer fee includes the firm's "All Tribal Client Services", which is the time put in by all attorneys in the firm on matters affecting all our tribal clients. The fee also includes attorney travel time for up to four trips a year, and includes minor telephone conversations.

Initials used in the following breakdown of expenses refer to the following persons in the law offices of Wilkinson, Cragun & Barker and are associated with the contract attorneys:

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|     |                   |             |
|-----|-------------------|-------------|
| CAH | Charles A. Hobbs  | (Partner)   |
| RBM | Robert B. McKenna | (Partner)   |
| SOB | Susan O. Berghoef | (Associate) |
| SDC | S. David Colton   | (Law Clerk) |