

RESOLUTION OF THE GOVENING 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 \$6,554.33 and legal expenses \$728.29, September, 1980.

THEREFORE BE IT RESOLVED, that the Three Affiliated Tribes' Tribal Business Council hereby authorizes payment in the amount of \$7,282.62 to Wilkinson, Cragun & Barker for the month of September, 1980.

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 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vote of 11 members, 0 members opposed, 0 members abstained, 0 members not voting and that said resolution has not been rescinded or amended in any way.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, Ellie Walker  
Tribal Business Council

ATTEST:

CHAIRMAN, Austin A. Benita  
Tribal Business Council

WILKINSON, CRAGUN & BARKER

LAW OFFICES

1735 NEW YORK AVENUE, N. W.

WASHINGTON, D. C. 20006

GLEN A. WILKINSON  
CHARLES A. HOBBS  
LEON T. KNAUER  
JERRY C. STRAUS  
PIERRE J. LAFORCE  
GORDON C. COFFMAN  
STEPHEN R. BELL  
FOSTER DE REITZES  
PHILIP A. NACKE  
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JOSEPH P. MARKOSKI

ROBERT W. BARKER  
PAUL S. QUINN  
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JAMES E. MAGEE  
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F. THOMAS MORAN  
JACQUELYN R. LUKE  
TIMOTHY C. SLOAN  
SUSAN O. BERGHOEF

ERNEST L. WILKINSON (1899-1978)  
JOHN W. CRAGUN (1906-1969)  
ANGELO A. IADAROLA (1933-1980)

TELEPHONE  
(202) 783-4800

CABLE ADDRESS  
"WILCBAR"

ROSEL H. HYDE  
COUNSEL

October 28, 1980

RECEIVED

NOV 05 1980

THREE AFFILIATED TRIBES

Mr. Austin Gillette, Chairman  
Tribal Business Council  
Three Affiliated Tribes  
New Town, North Dakota 58763

Dear Austin:

Enclosed is our voucher for fees and expenses incurred during the month of September, 1980. If you or anyone on the Council has any question about this voucher, please let us know.

A copy of this letter, and the originals of the statement and accompanying documents (and three copies) are being sent to the Aberdeen Area Office for its review.

Sincerely,

WILKINSON, CRAGUN & BARKER

*Charlie*

By: Charles A. Hobbs

Enc.

cc: Business Council  
Aberdeen Area Director  
Supt., Fort Berthold Agency

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

D. O. Vou. No. \_\_\_\_\_

Bus. 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 Avenue, N.W., Washington, DC 20006  
 (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) Discount Terms	QUANTITY	UNIT PRICE		AMOUNT	
				Cost	Per	Dollars	Cts.
		Legal services rendered on behalf of Three Affiliated Tribes of the Fort Berthold Reservation during September 1-30, 1980, pursuant to Contract No. A00C-1420-1145. Expenses incurred pursuant to the same contract, posted during September, 1980.				\$6,554.33	
						728.29	

PAYMENT:  
 Complete   
 Partial   
 Final

Use continuation sheet(s) if necessary

Shipped from \_\_\_\_\_ to \_\_\_\_\_ Weight \_\_\_\_\_ Government B/L No. \_\_\_\_\_ Total \$7,282.62

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 10/28/80 \*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 \_\_\_\_\_

(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 Prof'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 in favor of payee named above.  
 { Cash \$ \_\_\_\_\_ on \_\_\_\_\_ 19 \_\_\_\_\_ Payee \_\_\_\_\_ }

(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 needed.

Per \_\_\_\_\_

Title \_\_\_\_\_

A F F I D A V I T

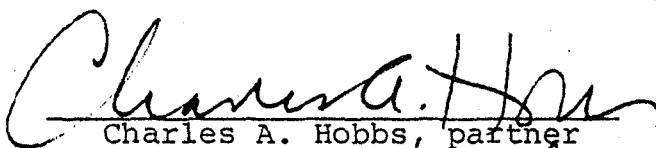
City of Washington )  
                          ) ss.  
District of Columbia )

CHARLES A. HOBBS, being first duly sworn, upon  
oath deposes and states:

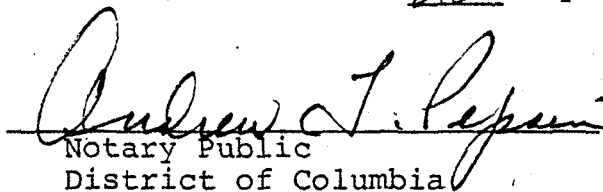
That he is an attorney at law, duly enrolled and  
authorized to practice before the courts of the District of  
Columbia and the Department of the Interior of the United  
States, and is a partner of Wilkinson, Cragun & Barker;

That under the provisions of Section 81, Title 25  
of the U.S. Code said firm made and entered into Contract  
No. A00C14201145 with the Three Affiliated Tribes of the Fort  
Berthold Reservation, which is currently in effect through  
December 31, 1981;

That all of the services listed in the attached  
statements were rendered by the personnel and in the number  
of hours stated, as more particularly shown by the attached  
daily diaries of said personnel.

  
Charles A. Hobbs, partner

Subscribed and sworn to before me this 28<sup>th</sup> day of  
October, 1980.

  
Notary Public  
District of Columbia

My commission  
expires: 5/14/82

WILKINSON, CRAGUN & BARKER  
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Three Affiliated Tribes  
New Town, North Dakota 58763

STATEMENT

General counsel services during September, 1980:

Special authorized services:

Garrison Dam Hunting and Fishing Takeover:  
Researched, prepared for meeting with Governor Link, conferences with various people regarding it. Meet with Tribal Council, then with Governor. Prepare memos and reports. Follow-up calls to Mr. Kruckenbergh and Mr. Flachbarth. Letter to Flachbarth stating the Tribe's request for license. Advise the Tribe on proclamation of hunting and fishing regulations. Outline issues to be discussed at the meeting with the Corps of Engineers. Call from Larry Parker of Sen. Burdick's office re Four Bears Corps of Engineers lease. Try to call Nancy Rockwell of Governor Link's office.

		Standard Rate	Tribal Rate (85%)
Mr. Hobbs	28.8 hrs. x \$145 =	\$4,176.00	\$3,549.60
Mr. Rogers	1.4 hrs. x 110 =	154.00	130.90
Ms. Berghoef	6.7 hrs. x 65 =	435.50	370.17

Water Code: Researching other codes, conferences re preparation of code, calls with Hugh Baker, draft code, edit and redraft it; discuss draft with Mr. Billstein, water expert.

Mr. Hobbs	1.2 hrs. x \$145 =	\$ 174.00	147.90
Mr. Rogers	9.1 hrs. x 110 =	1,001.00	850.85

8/8	Messenger Service charge, delivery to Dept. of Interior		6.25
8/28	Tel., CAH, D.C. to Austin Gillette, New Town, N.D.		2.57
9/4	Tel., RAR, D.C. to CAH, Rehobeth, De.		7.09
9/7- 9/8	Reimbursement of miscellaneous expenses incurred by Charles A. Hobbs on trip to Bismarck:		
	Airfare	574.00	
9/7	Taxi, to airport	11.00	
	Courtesy Car	1.00	
	Ramada Inn	35.02	
9/8	Breakfast	5.85	
	Taxi, to Capitol	4.00	
	Lunch Allowance	6.00	
	Taxi, to home	<u>11.25</u>	648.12
9/11	Taxi, to and from 20 Mass. Ave., NW (BWB)		5.50
9/30	Excess postage incurred on correspondence, etc., required in connection with Ft. Berthold matters during the month of September		10.20
9/30	Cost of photocopying of documents, etc., required in connection with Ft. Berthold matters during the month of September		15.00
9/30	Spee-dee-que - cost of multilithing various documents, memoranda, etc., required in connection with Ft. Berthold matters during the month of September		<u>33.56</u>
		<u>TOTAL OF VOUCHER</u>	<u>\$728.29</u>

Special authorized services (continued):

Magistrate Bill: Calls to Gillette; draft letter to Sen. Melcher; review and edit Gillette's comments; put testimony into final form; telecon Gene Nygaard re legislation.

		<u>Standard Rates</u>	<u>Tribal Rate (85%</u>
Mr. Hobbs	1.2 hrs. x \$145 =	\$ 174.00	\$ 147.90
Ms. Berghoef	1.6 hrs. x 65 =	104.00	88.40

Radio (March-Sept. 1980): Minor activity closing this account; procure documents for Ms. Driver; turn over project to Ms. Driver.

Mr. Hobbs	0.3 hr. x \$145 =	\$ 40.50	34.43
Mr. McKenna	1.5 hrs. x 80 =	134.00	113.90

Miscellaneous: Sent telegrams to Senator Burdick and Senator Young re budgets; researched North Dakota statutes regarding gambling.

Mr. Hobbs	0.7 hr. x \$145 =	\$ 101.50	86.28
Paralegal	1.0 hr. x 40 =	40.00	34.00

Total authorized special services:	\$5,554.33
Retainer fee*	1,000.00
Expenses posted during September, 1980 (per attached statement)	728.29
TOTAL	<u>\$7,282.62</u>

\* 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:

CAH	Charles A. Hobbs	Partner
RAR	R. Anthony Rogers	Partner
BWB	Broadus W. Boxley	Messenger