

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 authority under said Act, and

WHEREAS, The constitution and By-Laws of the Three Affiliated Tribes charge the Tribal Business Council of the Three Affiliated Tribes to protect and preserve the property, wildlife, and natural resources of the Tribes, and

WHEREAS, The Natural Resources Department has reviewed the minimum seismic fees and has found them to be inconsistent with fees paid outside the Fort Berthold Reservation;

NOW THEREFORE BE IT RESOLVED, That:

1. The minimum shothole fee paid to surface owners be set at \$ 125.00 per shothole; and
2. The minimum shothole fee paid to **lessees** (grazing) be set at \$ 25.00 per shothole; and
3. The minimum vibrosies fee be set at \$ 300.00 per mile; and
4. Damages involving leased farm lands (cultivated) will be negotiated with the lessee. The following formula shall be applied to determine damages:
 - a. Width of track (linear feet) X length of line (linear feet) = acreage (1 acre = 43,560 sq. ft.),
 - b. Estimated yield per acre (bushels, etc.) X acreage = total yield,
 - c. Total yield X market value of crop (at time of settlement of damages) = damages.

If this formula does not serve the requirements necessary to determine damage or if it is deemed to be unacceptable by all of the affected parties a more applicable formula will be developed by the affected parties and if agreed on by all affected parties, that formula shall be used.

BE IT FURTHER RESOLVED, That this resolution rescinds all previous applicable resolutions.

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, 8 were present at a Special meeting, thereof duly called, noticed, convened, and held on the 1 day of April, 1981; that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 8 members 0 members opposed, 0 members abstained, 0 members not voting and that said resolution has not been rescinded or amended in any way.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~~)

Date this 1 day of April, 1981.

Elle Haller

Secretary, Tribal Business Council

ATTEST:

Austin H. Billeau

CHAIRMAN, Tribal Business Council