

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 Tribal Business Council having duly employed attorney John O. Holm to prosecute the lawsuit against Wold Engineering for defective designs for the Four Bears Water Project; and

WHEREAS, The District Court having dismissed the lawsuit because of jurisdictional grounds and attorney has given his opinion that the dismissal was totally unwarranted; and

WHEREAS, attorney Holm has expended considerable time and expense in the litigation and appeal of this matter in the amount of \$3,565.03 through February 1, 1982; and

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council does hereby authorize attorney John O. Holm to appeal the Order of dismissal forthwith; and

NOW, THEREFORE, BE FURTHER RESOLVED, that the Tribal Business Council does authorize payment in the sum of \$3565.03, for services performed in the matter of Three Affiliated v. Wold Engineering through February 1, 1982.

CERTIFICATION

The undersigned hereby certifies that the foregoing Resolution was approved at meeting of the Tribal Business Council duly called with proper quorum present on this 5 day of February, 1982, by a vote of 8 in favor and 0 opposed. Chairman (voting)  
(~~not voting~~)

*Tillie Walker*  
Tillie Walker, Secretary

*August L. Solder*  
VICE Chairman

BILLING

Re: Three Affiliated Tribes v. Wold Engineering

previous billing \$2,630.03

Appeal to Supreme Court:

Appeal cost bond	25.00
District Court docket fee	10.00
Supreme Court filing fee	50.00
preparation of brief 17hrs. at \$50.00/hr	<u>850.00</u>

total:\$3,565.03

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John O. Holm

RATE: \$50.00 per hour

Pretrial Brief	4 hrs.	\$200.00
Organizing Exhibits for Trial, approx.	6 hrs.	300.00
Trial Preparation		
Outlining witness testimony	5 hrs.	250.00
Witness Preparation	15 hrs.	750.00
Travel:		
Dickinson to Minot for witness - Noonan and Rommus preparation, travel time 8 hrs. at \$25.00 hr.	8 hrs.	200.00
<u>Mileage: 393 Miles</u>		78.40
Dickinson to New Town on site inspection of project - consultation with Noonan & Rommus, Jim Foote - no one else around	3.75 hrs.	93.75
<u>Mileage: 186 Miles</u>		37.20
Dickinson to Minot (Court)	7.5 hrs.	187.50
<u>Mileage: 393 Miles</u>		78.40
In Court for Trial	3 hrs.	150.00
Preparation of Brief in Opposition to Defendants Motion to Dismiss upon jurisdictional grounds	4 hrs.	200.00
Motel: 12/3/81		24.00
12/14/81 and 12/15/81		80.78
	TOTAL	\$2,630.03