

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 authorize and empower 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 in the amount of \$4,534.65 and legal expenses in the amount of \$763.69 incurred during the month of June, 1982,

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council hereby authorizes payment in the amount of \$5,298.34 to Wilkinson, Cragun & Barker for legal services and legal expenses incurred for the month of June, 1982.

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, 7 were present at a Regular Meeting, thereof duly called, noticed, convened and held on the 23rd day of August, 1982; that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said resolution has not been rescinded or amended in any way.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 23rd DAY OF AUGUST, 1982.

  
SECRETARY, TRIBAL BUSINESS COUNCIL

ATTEST:

  
CHAIRMAN, TRIBAL BUSINESS COUNCIL

WILKINSON, CRAGUN & BARKER

LAW OFFICES

1735 NEW YORK AVENUE, N. W.

WASHINGTON, D. C. 20006

(202) 783-4800

CABLE: "WILCBAR"

TELEX: (710) 822-9349

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

ROSEL H. HYDE  
COUNSEL

ANCHORAGE OFFICE  
SUITE 420  
601 WEST FIFTH AVENUE  
ANCHORAGE, ALASKA 99501  
(907) 276-3390

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  
EDWARD M. FOGARTY  
JOSEPH P. MARKOSKI  
WILLIAM H. TIMME\*

ROBERT W. BARKER  
PAUL S. QUINN  
RICHARD A. BAENEN  
HERBERT E. MARKS  
FRANCES L. HORN  
PATRICIA L. BROWN  
R. ANTHONY ROGERS  
JOHN M. FACCIOLA  
THOMAS E. WILSON  
ROBERT B. MCKENNA, JR.  
STEVEN C. LAMBERT

JAMES E. MAGEE  
LAUREL R. BERGOLD  
CAROL L. BARBERO  
JAMES L. CASSERLY  
KENNETH E. SATTEN  
GLENN P. SUGAMELI  
PAUL J. SINDERBRAND  
KENNETH D. PATRICH  
SUSAN J. BELL\*\*

CHARLES I. APPLER  
F. THOMAS MORAN  
JACQUELYN R. LUKE  
TIMOTHY C. SLOAN  
SUSAN O. BERGHOEF  
LUISA L. LANCETTI  
JAMES A. MICHAELS  
LISA J. FRASCO

July 27, 1982

\*Admitted in Alaska and Texas only  
\*\*Admitted in California only

Mr. Austin Gillette  
Chairman  
Tribal Business Council  
Three Affiliated Tribes  
New Town, N.D. 58763

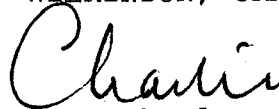
Dear Austin:

Enclosed is our voucher for fees and expenses incurred during June 1982. If you or anyone else on the Council has any question about this voucher, please let us know.

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

Sincerely,

WILKINSON, CRAGUN & BARKER



By: Charles A. Hobbs

Enc.

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

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

VOUCHER NO.

U.S. DEPARTMENT, BUREAU, OR ESTABLISHMENT AND LOCATION  
  
INTERIOR - Indian

DATE VOUCHER PREPARED  
7/27/82

SCHEDULE NO.

CONTRACT NUMBER AND DATE  
A00C14201145

PAID BY

REQUISITION NUMBER AND DATE

**PAYEE'S NAME AND ADDRESS**  
WILKINSON, CRAGUN & BARKER  
1735 New York Avenue, N.W.  
Washington, D.C. 20006

DATE INVOICE RECEIVED

DISCOUNT TERMS

PAYEE'S ACCOUNT NUMBER

SHIPPED FROM TO WEIGHT

GOVERNMENT B/L NUMBER

NUMBER AND DATE OF ORDER	DATE OF DELIVERY OR SERVICE	ARTICLES OR SERVICES <i>(Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)</i>	QUANTITY	UNIT PRICE		AMOUNT ( <sup>1</sup> )
				COST	PER	
	1	Legal services rendered on behalf of Three Affiliated Tribes of Ft. Berthold Reservation during June 1-30, 1982, pursuant to Contract No. A00C14201145.				\$4,534.65
		Expenses incurred pursuant to the same contract, posted during June 1-30, 1982.				763.69
<b>TOTAL</b>						\$5,298.34

(Use continuation sheet(s) if necessary) **(Payee must NOT use the space below)**

<b>PAYMENT:</b> <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL <input type="checkbox"/> PROGRESS <input type="checkbox"/> ADVANCE	APPROVED FOR	EXCHANGE RATE	DIFFERENCES
	= \$	= \$1.00	
	BY <sup>2</sup>		
	TITLE		Amount verified; correct for <i>(Signature or initials)</i>

Pursuant to authority vested in me, I certify that this voucher is correct and proper for payment.

\_\_\_\_\_  
*(Date)*                      *(Authorized Certifying Officer)<sup>3</sup>*                      *(Title)*

ACCOUNTING CLASSIFICATION

<b>PAID BY</b>	CHECK NUMBER	ON TREASURER OF THE UNITED STATES	CHECK NUMBER	ON <i>(Name of bank)</i>
	CASH	DATE	PAYEE <sup>3</sup>	
	\$			

<sup>1</sup> When stated in foreign currency, insert name of currency.  
<sup>2</sup> 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 in the space provided, over his official title.  
<sup>3</sup> When a voucher is 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.

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, 1983;

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*

Charles A. Hobbs, partner

Subscribed and sworn to before me this 27<sup>th</sup> day of July, 1982.

*Andrew J. Pepsin*  
Notary Public  
District of Columbia

My commission expires: May 14, 1987

# WILKINSON, CRAGUN & BARKER

LAW OFFICES

1735 NEW YORK AVENUE, N. W.

WASHINGTON, D. C. 20006

(202) 783-4800

CABLE: "WILCBAR"

TELEX: (710) 822-9349

GLEN A. WILKINSON  
CHARLES A. HOBBS  
LEON T. KNAUER  
JERRY C. STRAUS  
PIERRE J. LAFORCE  
GORDON C. COFFMAN  
STEPHEN R. BELL  
FOSTER D. REITZES  
PHILIP A. NACKE  
EDWARD M. FOGARTY  
JOSEPH P. MARKOSKI  
WILLIAM H. TIMME\*

ROBERT W. BARKER  
PAUL S. QUINN  
RICHARD A. BAENEN  
HERBERT E. MARKS  
FRANCES L. HORN  
PATRICIA L. BROWN  
R. ANTHONY ROGERS  
JOHN M. FACCIOLA  
THOMAS E. WILSON  
ROBERT B. McKENNA, JR.  
STEVEN C. LAMBERT

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

ROSEL H. HYDE  
COUNSEL

July 27, 1982

JAMES E. MAGEE  
LAUREL R. BERGOLD  
CAROL L. BARBERO  
JAMES L. CASSERLY  
KENNETH E. SATTEN  
GLENN P. SUGAMELI  
PAUL J. SINDERBRAND  
KENNETH D. PATRICH  
SUSAN J. BELL\*\*

CHARLES I. APPLER  
F. THOMAS MORAN  
JACQUELYN R. LUKE  
TIMOTHY C. SLOAN  
SUSAN O. BERGHOEF  
LUIA L. LANCETTI  
JAMES A. MICHAELS  
LISA J. FRASCO

ANCHORAGE OFFICE  
SUITE 420  
601 WEST FIFTH AVENUE  
ANCHORAGE, ALASKA 99501  
(907) 276-3390

\*Admitted in Alaska and Texas only  
\*\*Admitted in California only

Three Affiliated Tribes  
New Town, North Dakota 58763

## STATEMENT

General counsel services during June 1982:

Special authorized services:

Garrison Dam - Mineral Restoration Bill: Drafting brief in support of Mineral Restoration Bill, with particular reference to the 1910 history that Congress intended the Tribes to reserve all the minerals; contacts with Corps of Engineers for information; research Indian rights to streambeds.

				<u>Standard Rates</u>	<u>Tribal (85%) Rate</u>
Mr. Hobbs	1.4 hrs.	x	\$155 =	\$ 217.00	\$ 184.45
Ms. Berghoef	18.0 hrs.	x	75 =	1350.00	1147.50
Ms. Kelley	16.9 hrs.	x	60 =	1014.00	861.90

Land Use Guidelines: Review proposed Interior guidelines for approval of tribal land use ordinance; read major Supreme Court and appellate cases on same; research APA requirements, begin draft of comments; research issue of tribal sovereignty; discuss status with Austin Gillette.

Mr. Hobbs	0.2 hr.	x	\$155 =	\$ 31.00	\$ 26.35
Ms. Brown	0.5 hr.	x	125 =	62.50	53.12
Ms. Ryan	7.4 hrs.	x	60 =	444.00	377.40

Special authorized services (cont.)

Garrison Dam - Wefald Plan: Calls with SOB re fishing agreement; draft letter to Wefald on Lower Brule case and send to Gillette; send legal analysis letter to Wefald.

			<u>Standard Rates</u>	<u>Tribal (85%) Rate</u>
Mr. Hobbs	2.3 hrs.	x \$155 =	\$ 356.50	\$ 303.03

Hospital Fund: Conferences and phone calls with Interior Department people (Fritz, Krenzke, Toda, Reeser) and Congressional contacts (Taylor, Ducheneaux, Wrenn, Hanson, Jackson) re Hospital Fund legislation; letter on same to Gillette; put together package with statement and exhibits and deliver to House and Senate Committees, Sen. Burdick, Sen. Andrews and Congressman Dorgan; check with Fort Berthold Agency re distribution date and escrow for membership appeals.

Mr. Hobbs	6.8 hrs.	x \$155 =	\$1054.00	\$ 395.90 [\$500 waived]
-----------	----------	-----------	-----------	-----------------------------

Oil and Gas Matters: Discussion of Business Council meeting of May 20 with Mr. Hobbs; call Austin Gillette and send letter to Sen. McClure on S. 2305.

Ms. Brown	0.8 hr.	x \$125 =	\$ 100.00	\$ 85.00
-----------	---------	-----------	-----------	----------

Total special authorized services:	\$3434.65
------------------------------------	-----------

Retainer fee*	<u>1100.00</u>
---------------	----------------

Total fees	\$4534.65
------------	-----------

Expenses posted during June 1982 (per attached statement)	<u>763.69</u>
---	---------------

TOTAL	<u><u>\$5298.34</u></u>
-------	-------------------------

\*/ The retainer fee covers, in part, the Tribe's share of 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 retainer 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
SOB	Susan O. Bergoef, Associate
GLL	Germaine L. Leahy, Library Ass't
BWB	Broadus W. Boxley, Messenger

1982

* 4/29	Tel., CAH, SFO to SOB, D.C.		10.32
* 4/29	Tel., CAH, Klamath Falls to SOB, Arlington, Va.		5.72
* 5/12	Tel., CAH, D.C. to Hugh Baker, New Town		2.00
* 5/12	Tel., CAH, D.C. to Hugh Baker, New Town		4.25
* 5/12	Tel., CAH, D.C. to Austin Gillette, New Town		.66
* 5/12	Messenger Service - delivery to Dirksen Building (rush)		12.00
* 5/13	Tel., CAH, D.C. to Austin Gillette's office, New Town		1.55
* 5/13	Tel., CAH, D.C. to Austin Gillette, New Town		10.52
* 5/13	Tel., CAH, D.C. to Pat Hemmy, BIA, Billings		5.14
* 5/13	Tel., CAH, D.C. to Tribal Secretary, New Town		1.10
* 5/13	Tel., CAH, D.C. to Hugh Baker, New Town		8.73
5/16- 5/21	Reimbursement of miscellaneous expenses incurred by Patricia L. Brown on trip to Denver and Ft. Berthold Reservation (pro-rata share):		
	Pro-rata share of airfare	203.00	
	5/16- Pro rata share of		
	5/19 Hotel - Fairmont	103.08	
	Hertz car	46.69	
	5/19 Taxi, airport	9.50	
	Holiday Inn, Minot	37.80	
	Dinner	8.75	
	5/20 Holiday Inn, Minot	43.05	
	Dinner	<u>10.00</u>	461.87
* 5/17	Tel., CAH, D.C. to Austin Gillette, New Town		.66
* 5/17	Tel., CAH, D.C. to Marilyn Hudson, New Town		3.34
* 5/18	Taxi to and from 1100-17th St. (BWB)		3.50
* 5/18	Tel., CAH, D.C. to Austin Gillette, Denver		1.55
* 5/18	Tel., CAH, D.C. to Hugh Baker, New Town		1.10
5/18	Tel., CAH, D.C. to Mark Hammons, Oklahoma		.66

\* / Not previously vouchered.



982

* 5/18	Tel., SOB, D.C. to Corps of Engineers, Omaha	2.00
* 5/18	Tel., SOB, D.C. to Corps of Engineers, Omaha	.66
* 5/18	Tel., SOB, D.C. to Corps of Engineers, Omaha	2.45
* 5/19	Tel., CAH, D.C. to Mark Hammons, Oklahoma	.66
* 5/19	Tel., SOB, D.C. to Corps of Engineers, Omaha	2.45
* 5/19	Tel., SOB, D.C. to Corps of Engineers, Omaha	5.14
* 5/19	Tel., CAH, D.C. to Tillie Walker, New Town	.66
* 5/20	Tel., KFN, D.C. to Corps of Engineers, Riverdale, N.D.	2.45
* 5/20	Tel., CAH, D.C. to Austin Gillette's office, New Town	.66
* 5/20	Tel., SOB, D.C. to Corps of Engineers, Omaha	7.38
* 5/20	Tel., CAH, D.C. to Elaine Hammons, Oklahoma	4.69
* 5/20	Tel., CAH, D.C. to Austin Gillette, New Town	3.56
* 5/21	Taxi to and from 601 E St. SE (BWB)	4.50
* 5/24	Messenger Service - pick up for O'Melveny & Myers, 1800 M St - round trip	7.20
* 5/24	Messenger Service - delivery to Cannon HOB (rush)	12.00
* 5/24	Tel., SOB, D.C. to Corps of Engineers, Rapid City	1.10
* 5/24	Tel., SOB, D.C. to Corps of Engineers, Riverdale	2.90
* 5/24	Tel., CAH, D.C. to John Echo Hawk, Boulder	.66
* 5/24	Tel., GLL, D.C. to Governor's office, Bismarck	2.00
* 5/25	Tel., CAH, D.C. to Tillie Walker, New Town	.66
* 5/27	Tel., CAH, D.C. to Tillie Walker, New Town	1.47
6/1	Tel., CAH, D.C. to Doug Endreson, Boulder	6.04
6/3	Tel., CAH, D.C. to Doug Endreson, Boulder	2.39
6/4	Tel., CAH, D.C. to Austin Gillette, New Town	.66
6/4	Tel., CAH, D.C. to Austin Gillette, New Town	.66
6/7	Tel., CAH, D.C. to Austin Gillette, at United Tribes, Bismarck, N.D.	1.10

\*/ Not previously vouchered.

PAYEE: Wilkinson, Cragun & Barker

Page 3

1982

6/7	Tel., CAH, D.C. to Austin Gillette's office, New Town	1.55
6/22	Taxi to and from Russell SOB (BWB)	3.50
6/25	Taxi to House to Senate and return (CAH)	6.95
6/30	Excess postage incurred during the month of June	23.64
6/30	Cost of photocopying during the month of June	90.90
6/30	Cost of multilithing charges during the month of June	<u>26.38</u>
	TOTAL OF VOUCHER	<u>\$763.69</u>