

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, Article VI, Section 3(a) of the Constitution of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to present and prosecute any claims of the Three Affiliated Tribes before any court, and to employ attorneys of record for such services and to determine their fees; and
- WHEREAS, In March 1980, the Three Affiliated Tribes instituted a civil action, in the District Court of Ward County, Northwest Judicial District, against Wold Engineering, wherein said Tribes sought monetary damages on a claim that said Wold Engineering had negligently designed the water intake system for the Four Bears Village, situated within the exterior boundaries of the Fort Berthold Reservation; and
- WHEREAS, In an Opinion filed July 1, 1982, the Supreme Court of North Dakota, on appeal, affirmed the Judgment of the District Court dismissing the Complaint of the Three Affiliated Tribes for lack of subject matter jurisdiction over a civil action instituted by an Indian tribe as plaintiff against non-Indians as defendants, wherein the cause of action arose within the exterior boundaries of an Indian reservation; and
- WHEREAS, On August 6, 1982, the Tribal Business Council authorized John O. Holm to execute the appeal process to the United States Supreme Court; and on April 25, 1983, the United States Supreme Court granted Certiorari; and on June 28, 1983, the Bureau of Indian Affairs approved the attorney special counsel contract; and
- WHEREAS, That John O. Holm has incurred 8.25 hours of service on October 27-28, 1983, and incurred 250 travel miles for a total billing in the amount of \$640.00.
- NOW, THEREFORE, BE IT RESOLVED That the sum of \$640.00 be paid to John O. Holm for expenses and services incurred on October 27-28, 1983.

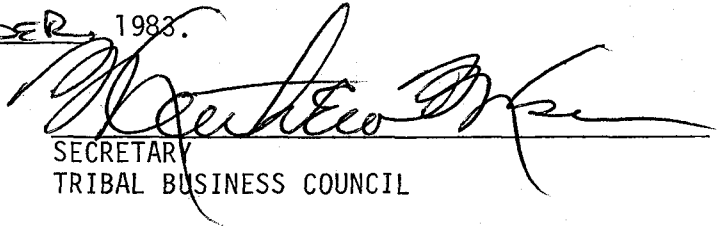
CERTIFICATION

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 21 day of NOVEMBER, 1983; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 9 members, — members opposed, — members abstained, 2 members not voting, and that said

Resolution has not been rescinded or amended in any way.

Chairman (voting) (~~not voting~~)

Dated this 21 day of November, 1983.

  
SECRETARY  
TRIBAL BUSINESS COUNCIL

ATTEST:

  
CHAIRMAN  
TRIBAL BUSINESS COUNCIL

LAW OFFICES  
**TOM M. BEYER AND JOHN HOLM**  
 ATTORNEYS AT LAW  
 17 SECOND AVENUE WEST  
 DICKINSON, NORTH DAKOTA 58601

MATTER:

TO [ Three Affiliated Tribes  
 Legal Department  
 New Town, North Dakota 58763 ]

DATE: November 7, 1983

STATEMENT  
 FOR PERIOD:

	\$	\$
Wold Engineering Matter		
10/27/83		
Review of Reply Brief	1.25 hrs	
10/28/83		
Travel from Bismarck to New Town to Dickinson	5.5 hrs.	
Conference with Legal Department RE: Reply Brief no arguments	1.5 hrs.	
total	<u>8.25 hrs.</u>	
Mileage 255 miles at \$.20 per mile		62.50
TOTAL		<u>\$ 640.00</u>