

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 of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS, Article VI, Section 3(a) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to present and prosecute the claims of the Three Affiliated Tribes before any court, and to employ attorneys of record for such services; and
- WHEREAS, On the 1st day of December, 1980, the Three Affiliated Tribes entered into a Special Counsel Contract with John O. Holm, Dickinson, North Dakota, for the purpose of continuing the retention of said John O. Holm as legal counsel in the civil action entitled Three Affiliated Tribes v. Wold Engineering, which action is still pending; and
- WHEREAS, Said Special Counsel Contract has been formally approved by the Aberdeen Area Office of the Bureau of Indian Affairs pursuant to 25 U.S.C. § 476, as delegated by 10 BIAM 3.1, and has been designated thereby as Special Attorney Contract No. A00C14201532, which is effective through September 12, 1985, or upon settlement of the case, whichever occurs first; and
- WHEREAS, Subsequent to the remand of the action herein by the United States Supreme Court to the North Dakota Supreme Court, John O. Holm provided certain services and incurred certain expenses in preparation for and the presentation of the oral argument before the North Dakota Supreme Court, the compensation for which services and which expenses are in the total amount of Two Thousand Nine Hundred Forty-Two and 30/100 Dollars (\$2,942.30), as evidenced and supported by the attached fee statement and expense receipts; and
- WHEREAS, The Tribal Business Council has thoroughly reviewed the attached statement and receipts and has determined such services to be justified and such expenses to be reasonable in the provision of adequate and proper representation of the interests of the Three Affiliated Tribes in the litigation herein;
- NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby formally approves payment to John O. Holm of attorney fees and expenses in the total amount of Two Thousand Nine Hundred Forty-Two and 30/100 Dollars (\$2,942.30), and requests further formal approval of such

LAW OFFICE
JOHN HOLM
 ATTORNEY AT LAW
 17 SECOND AVENUE WEST
 DICKINSON, NORTH DAKOTA 58601

MATTER:

Three Affiliated Tribes
 Fort Berthold Reservation
 Mandaree, North Dakota 58757

DATE: December 11, 1984

STATEMENT
 FOR PERIOD:

6/12/84	Review of Supreme Court Decision	.75	\$ 52.50	\$
7/2/84	Discussion with N.D. Supreme Court on Remand	.3	21.00	
7/2/84	Two phone calls to Legal Department-Three Affiliated Tribes		3.85	
7/25 & 26/84	Discussions with Ray Cross And Ann Irwin by telephone	.3	21.00	
TOTAL				\$

LAW OFFICE
JOHN HOLM
 ATTORNEY AT LAW
 17 SECOND AVENUE WEST
 DICKINSON, NORTH DAKOTA 58601

MATTER:

Page Two

DATE:

STATEMENT
 FOR PERIOD:

7/27/84			\$	\$
Preparation of Motion to Enlarge	.25		17.50	
Travel to and from New Town and Dickinson	1.5		105.00	
Mileage at .25 per mile--180 miles			22.50	
Meeting with Ray Cross	.7		49.00	
9/4/84				
Preparation of Second Motion for Extension	1		70.00	
Phone Conversations with Ray Cross and Gary Lee	.2 &.4		14.00	
Phone cost for Lee			28.00	
			7.50	

TOTAL

\$

LAW OFFICE
JOHN HOLM
 ATTORNEY AT LAW
 17 SECOND AVENUE WEST
 DICKINSON, NORTH DAKOTA 58801

MATTER:

Page Three

DATE:

STATEMENT
 FOR PERIOD:

9/6/84	Phone call to Supreme Court		\$	\$
	RE: Enlargement	.2	14.00	
	Phone costs		2.85	
9/6/84	Phone call to Three Affiliated Tribes			
	Legal Department	.2	14.00	
	Phone Costs		2.85	
9/10/84	Letter to Clerk, N.D. Supreme Court			
	RE: Clarify Wold's Resistance	.4	28.00	
	Letter to Ray Cross	.3	21.00	
	Copies of Resistance 14 at .20		2.80	
9/28/84	Travel to New Town 196 miles at .25		49.00	

TOTAL

\$

LAW OFFICE
JOHN HOLM
 ATTORNEY AT LAW
 17 SECOND AVENUE WEST
 DICKINSON, NORTH DAKOTA 58601

MATTER:

Page Four

DATE:

STATEMENT
 FOR PERIOD:

		\$	\$
9/28/84	Continued		
	Travel Time to and from New Town	3	210.00
	Discussion with Ray Cross--Brief	.75	52.50
10/1/84	Preparation of Appendix	2.5	175.00
	Copies of Appendix--11 Sets of 61 each set 671 pages at .25 Appendix covers		173.25
10/2/84	Review of Brief	3	210.00
10/3/84	Phone discussion re: brief	.6	42.00
TOTAL			\$

LAW OFFICE
JOHN HOLM
 ATTORNEY AT LAW
 17 SECOND AVENUE WEST
 DICKINSON, NORTH DAKOTA 58801

MATTER:

Page Five

DATE:

STATEMENT
 FOR PERIOD:

10/4/84			\$	\$
Discussion with Ann Irwin	.5		35.00	
Costs of binding and printing Appendix covers			24.96	
Cover paper			1.86	
UPS Postage for Appendix			5.86	
10/10/84				
Preparing mailings of Brief	.5		35.00	
Postage			4.50	
Travel to Bismarck to file Brief	4.3		301.00	
Mileage	205		51.25	
11/9/84				
Review of opposing Brief	1.5		105.00	
		TOTAL		\$

LAW OFFICE
JOHN HOLM
 ATTORNEY AT LAW
 17 SECOND AVENUE WEST
 DICKINSON, NORTH DAKOTA 58601

MATTER:

Page Six

DATE:

STATEMENT
 FOR PERIOD:

		\$	\$
11/19/84			
Phone Conversations with Ray Cross	.5	35.00	
Phone Costs		15.25	
11/24/84			
Review of Reply Brief and Mailing	1	70.00	
Postage		7.25	
12/4 & 5/84			
Review for Oral Arguments	3	210.00	
12/5/84			
Meeting with Ray Cross	1.2	84.00	
Final preparation for Oral Arguments	2	140.00	
Travel to Bismarck	1.7	119.00	
	TOTAL		\$

LAW OFFICE
JOHN HOLM
ATTORNEY AT LAW
17 SECOND AVENUE WEST
DICKINSON, NORTH DAKOTA 58601

MATTER:

Page Seven

DATE:

STATEMENT
FOR PERIOD:

12/5/84 Continued

Mileage 100 miles at .25
Motel
Meal

\$	\$
25.00	
24.27	
7.50	

12/6/84

Oral Arguments 1.25
Travel to Dickinson 1.7
Mileage 100 miles at .25

87.50	
119.00	
25.00	

TOTAL

\$2,942.30

CUSTOMER COUNTER



United Parcel Service

SHIPPING RECORD

SHIPPER RECEIPT — WHITE
UPS COPY — CANARY

RECD FROM	NAME John O. Holm	DATE 10/4/84
(PLEASE PRINT)	STREET 17 2nd Ave W	
	CITY & STATE Dickinson ND	ZIP CODE 58601

SEND TO	NAME Ray Cross	ROOM NO.
	STREET Legal Dept Three Aff. Tribes	
	CITY & STATE New Town, ND	ZIP CODE 58763

IF C.O.D.	DECLARED VALUE	ZONE	
		AIR	GROUND
\$	\$ 100.00		2
AMOUNT	AMOUNT		
PACKAGE CONTENTS: Legal Papers			

DO NOT WRITE BELOW THIS LINE

TYPE CHARGE	CUSTOMER COUNTER	DATE	TRANS	CHARGES AMOUNT
C.O.D.				
EXCESS VALUATION				
PACKAGE		566X90	525	*1.29
		10-04-84		**1.29

UNLESS A GREATER VALUE IS DECLARED IN WRITING ON THIS RECEIPT, THE SHIPPER HEREBY DECLARES AND AGREES THAT THE RELEASED VALUE OF EACH PACKAGE OR ARTICLE NOT ENCLOSED IN A PACKAGE COVERED BY THIS RECEIPT IS \$100, WHICH IS A REASONABLE VALUE UNDER THE CIRCUMSTANCES SURROUNDING THE TRANSPORTATION. THE ENTRY OF A C.O.D. AMOUNT IS NOT A DECLARATION OF VALUE. IN ADDITION, THE MAXIMUM VALUE FOR AN AIR SERVICE SHIPMENT IS \$5,000 AND THE MAXIMUM CARRIER LIABILITY IS \$5,000. CLAIMS NOT MADE TO CARRIER WITHIN 9 MONTHS OF SHIPMENT DATE ARE WAIVED. CUSTOMER'S CHECK ACCEPTED AT SHIPPER'S RISK UNLESS OTHERWISE NOTED ON C.O.D. TAG.

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CUSTOMER COUNTER



United Parcel Service

SHIPPING RECORD

SHIPPER RECEIPT — WHITE
UPS COPY — CANARY

RECD FROM	NAME John O Holm	DATE 10/4/84
(PLEASE PRINT)	STREET 17 2nd Ave W	
	CITY & STATE Dickinson ND	ZIP CODE 58601

SEND TO	NAME Hugh McCutcheon	ROOM NO.
	STREET Box 939	
	CITY & STATE Minot, ND	ZIP CODE 58701

IF C.O.D.	DECLARED VALUE	ZONE	
		AIR	GROUND
\$	\$ 100.00		2
AMOUNT	AMOUNT		
PACKAGE CONTENTS: Legal Papers			

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SHIPPING RECORD

SHIPPER RECEIPT — WHITE
UPS COPY — CANARY

RECD	NAME	DATE
	John O. Holm	10/4/84
FROM	STREET	
	17 2nd Ave. W.	
(PLEASE PRINT)	CITY & STATE	ZIP CODE
	Dickinson, ND	58601

SEND	NAME	ROOM NO.
TO	Jan M. Sebby	
	STREET	
	Box 1000	
	CITY & STATE	ZIP CODE
	Minot ND	58701

IF C.O.D.	DECLARED VALUE	ZONE	
		AIR	GROUND
\$	\$ 100.00		2
AMOUNT	AMOUNT		
PACKAGE CONTENTS: Legal Papers			

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PACKAGE		10-04-84		**1.29

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CUSTOMER COUNTER



United Parcel Service

SHIPPING RECORD

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UPS COPY — CANARY

RECD	NAME	DATE
	John O. Holm	10/4/84
FROM	STREET	
	17 2nd Ave W	
(PLEASE PRINT)	CITY & STATE	ZIP CODE
	Dickinson, ND	58601

SEND	NAME	ROOM NO.
TO	Luella Dunn	
	STREET	
	Clerk of Supreme Court	
	CITY & STATE	ZIP CODE
	State Capital Bismarck, ND	58505

IF C.O.D.	DECLARED VALUE	ZONE	
		AIR	GROUND
\$	\$ 100.00		2
AMOUNT	AMOUNT		
PACKAGE CONTENTS: Legal Papers			

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PACKAGE		10-04-84		**1.80

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payment by the Secretary of the Interior or his authorized representative.

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, 7 were present at a Special Meeting, thereof duly called, noticed, convened, and held on the 16 day of January, 1985; 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.

Dated this 16th day of January, 1985.

John Chazy
Secretary, Tribal Business Council

ATTEST:

Alyce Spotted Bear
Chairman, Tribal Business Council