

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 By-laws of the Three Affiliated Tribes authorize and empower the Tribal Business Council to engage in activities for the welfare and benefit of the Tribe and tribal members; and
- WHEREAS, The Attorney Contract between the Tribe and Wilkinson, Cragun & Barker, dated January 1, 1978, was assigned to Charles A. Hobbs and Jerry C. Straus on September 30, 1982, and this was approved by the Tribe on October 27, 1982, and by the BIA on February 7, 1983, and said contract carried an expiration date of December 31, 1983, unless extended; and
- WHEREAS, The Tribe, on December 8, 1983, extended the said contract for an additional two years, to December 31, 1985, and approved the change of name of the attorneys from Hobbs and Straus to its legal successor Hobbs, Straus, Dean & Wilder, which tribal action was approved by the BIA on February 16, 1984; and
- WHEREAS, The Tribe wishes to extend the said contract for another two years, to December 31, 1987; and
- WHEREAS, The Attorneys and the Tribe wish to change the amount of compensation under the contract from \$100 per attorney hour to \$105 per attorney hour and Robert J. Martin from \$60 to \$80.

NOW, THEREFORE, BE IT RESOLVED, That the attached amendment to Par. 6 of Attorney Contract is hereby approved.

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 8 were present constituting a quorum at a Regular meeting, thereby duly called, noticed, convened, and held on the 9<sup>th</sup> day of January, 1986; that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 8 members, 0 members opposed, 0 members abstaining, and 0 members not voting, and that the said resolution has not been rescinded or amended in any way.

Chairperson                      Voting

~~Not Voting~~

Dated this 9th day of January, 1986.

John Chargin  
Secretary, John Chargin

ATTEST:

Alyce Spotted Bear  
Tribal Chairperson, Alyce Spotted Bear  
Three Affiliated Tribes  
Fort Berthold Reservation

# HOBBS, STRAUS, DEAN & WILDER

LAW OFFICES

1819 H STREET, N.W., SUITE 800  
WASHINGTON, D.C. 20006  
(202) 783-5100

CAROL L. BARBERO (DC)  
S. BOBO DEAN (DC, NY)  
CHARLES A. HOBBS (DC)  
FRANCES L. HORN (DC, WV)  
MARSHA KOSTURA (DC, PA)  
JOSEPH J. B. RYAN (DC, TX)  
THEODORE A. SHIELDS (DC, MD)  
JERRY C. STRAUS (DC)  
LEROY W. WILDER (OR, DC, CA)

December 13, 1985

MIRIAM L. CHESSLIN (WA, NY, KS)  
MICHAEL P. GROSS (NM, AZ)  
KENNETH F. TWOROGER (DC, FL)  
ROBERT H. WAGSTAFF (KS, AK)  
OF COUNSEL

ROBERT J. MARTIN  
GOVERNMENTAL AFFAIRS COORDINATOR  
(NOT ADMITTED TO ANY BAR)

PORTLAND OFFICE:  
0225 S. W. MONTGOMERY, NO. 4  
PORTLAND, OREGON 97201  
(503) 242-0705

NEW MEXICO AFFILIATE:  
ROTH, VAN AMBERG, GROSS,  
AMARANT & ROGERS  
P.O. BOX 1447  
SANTA FE, NEW MEXICO 87501  
(505) 988-8979 AND 983-7319

FLORIDA AFFILIATE:  
TWOROGER, SADER & FERRELL  
P.O. BOX 11606  
FORT LAUDERDALE, FLORIDA 33339  
(305) 565-8990

ALASKA AFFILIATE:  
WAGSTAFF, POPE & ROGERS  
912 WEST SIXTH AVENUE  
ANCHORAGE, ALASKA 99501  
(907) 277-8611

Ms. Alyce Spotted Bear, Chairperson  
Three Affiliated Tribes of the  
Fort Berthold Reservation  
P.O. Box 220  
New Town, North Dakota 58763

Dear Alyce:

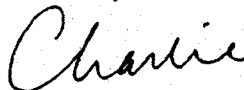
As you know, our contract expires December 31. We enclose a draft resolution which extends our attorney contract with the Tribe for an additional two years, to December 31, 1987. We also enclose an amendment which increases the attorney hourly rate by five percent -- from \$100 per hour to \$105 per hour. The hourly rate for Robert J. Martin is increased to \$80 per hour. These increases are the first for several years, and are still well below our regular commercial rates.

Continuing the contract will not cost the Tribe anything. We will earn fees only when and as the Tribe assigns work to us with an agreed budget, which is our current arrangement.

Jerry Straus and I will be planning to visit several western clients in January, and we would like to stop by at Fort Berthold on January 9 or any other day when the Council can put us on the agenda. This would be at our expense, not the Tribe's.

Sincerely yours,

HOBBS, STRAUS, DEAN & WILDER



By: Charles A. Hobbs

Enclosures

cc: Business Council, Ray Cross, Esq.  
/lak

AMENDMENT  
TO ATTORNEY CONTRACT DATED JANUARY 1, 1978

Paragraph 6(b) is amended to read as follows:

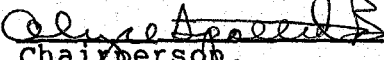
"6. Compensation to the Attorneys shall be provided for as follows:

"(b) For all other services performed for the Tribes, including but not limited to legal work performed on the Fort Berthold Reservation or elsewhere while attorneys of the firm are on travel status, and including travel time for any round trips in excess of four per year as provided in subparagraph (a) of this paragraph, the Attorneys shall be entitled to fees at the rate of \$105 per hour for all partner and associate time, and up to half that rate for paralegal and law clerk time, and \$80 per hour for the time of Robert J. Martin until such time as he becomes a licensed attorney; provided, however, that the Tribes shall be entitled to no more than 300 hours per year from Robert J. Martin at the rate of \$80 per hour."


IN WITNESS WHEREOF, we have hereunto set our hands and seals as of the dates shown below.

THE THREE AFFILIATED TRIBES OF  
THE FORT BERTHOLD RESERVATION

Date: 1-13-85

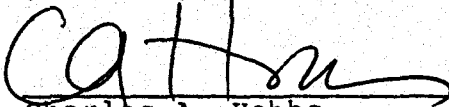
By:   
Chairperson,  
Tribal Business Council

Date: 1-13-86

By:   
Secretary,  
Tribal Business Council

HOBBS, STRAUS, DEAN & WILDER

Date: 12/13/85

By:   
Charles A. Hobbs