

**RESOLUTION OF THE GOVERNING BODY OF
THE THREE AFFILIATED TRIBES OF THE
FORT BERTHOLD INDIAN 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, The Three Affiliated Tribes Natural Resources Department provides permit and lease administration and management services on farm leases, grazing allocations, and minerals leases; and

WHEREAS, The Bureau of Indian Affairs presently collects preparation fees on farm and grazing leases and filing fees on mineral leases, and deposits the said fees into the U.S. Treasury; and

WHEREAS, 25 CFR, Parts 162.13, 166.22, and 211.25 authorizes said fees assessed by the Bureau of Indian Affairs, to be credited to the Tribal governments as reimbursement for expenses incurred by Tribes in their administration and management of these permits and leases;

THEREFORE BE IT RESOLVED, The Three Affiliated Tribes' Tribal Business Council hereby requests the Secretary of the Interior or his designee to authorize the Superintendent of the Fort Berthold Agency to annually credit the Tribes in an amount equal to the total of fees collected from grazing permits, farm lease, and mineral lease filing fees on the Fort Berthold Reservation as reimbursement for their administration and management of these leases; and

BE IT FURTHER RESOLVED, The fees on farm and grazing lease will be established by the Three Affiliated Tribes as follows:

One the first \$500.00 3%
On the next \$4,500.00 2%
On all rental above \$5,000.00 1%

In no event shall the fee be less than \$2.00 no exceed \$250.00.

BE IT FURTHER RESOLVED, The fees for work performed by the Minerals Division are established by the Three Affiliated Tribes as follows:

Oil and Gas lease filing fee \$20.00
Negotiated Agreement filing fee \$50.00
Right-of-way filing fee \$15.00 per Tribal tract
Sand and Gravel or Scoria permit filing fee \$15.00

THREE AFFILIATED TRIBES • FORT BERTHOLD RESERVATION

Mandan, Hidatsa and Arikara Tribes

NATURAL RESOURCES DEPARTMENT

P.O. Box 460 • New Town, North Dakota 58763 • (701) 627-3620



April 10, 1986

Dr. Alonzo Spang, Sr., Superintendent
Fort Berthold Agency
New Town, North Dakota 58763

Dr. Spang,

Attached is a proposal submitted by the Natural Resources Department for the utilization of preparation and filing fees as reimbursement for services that are performed by that Department.

Your favorable consideration and recommendation for approval will be greatly appreciated. If you have any questions, please contact Celeste Eagleman, Administrator of the Natural Resources Department at 627-3627.

Sincerely,

Alyce Spotted Bear, Chairperson
Three Affiliated Tribes

**THREE AFFILIATED TRIBES
NATURAL RESOURCES DEPARTMENT PROPOSAL
FOR PREPARATION FEES**

INTRODUCTION

The Fort Berthold Reservation is composed of some 2,800 allotments, of which 469 are 100% Tribally owned and another 281 contain undivided interests owned by the Tribe. The Three Affiliated Tribes' Natural Resources Department serves as the manager of these tribal land holdings within the Fort Berthold Reservation. The Natural Resources Department is composed of a Realty Division, Minerals Division, Game and Fish Division, Seismic Permitting Division, and an Environmental Quality Division, all of which perform the various functions relative to the management of the Tribal lands for their highest and best use.

PLAN OF OPERATION

Realty Division - The Realty Division, in accordance with Tribal policies and procedures, will coordinate the farm leasing and grazing allocation program for the tribe in the following manner:

1. Prepare application information on agricultural lease and submit to the Natural Resources Committee for approval (verify acreage, lease status, compliance checks, etc).
2. Prepare contracts (type, duplicate, obtain signatures, etc.) on all agricultural leases on 100% Tribally owned lands.
3. Perform compliance inspections on agricultural leases and refer all information to the Bureau of Indian Affairs for enforcement.
4. Prepare application information for grazing allocations (previous permittee status, verification of ownership of livestock, other qualifying criteria) and submit to the Natural Resources Committee for approval.
5. Perform brand verification on livestock in grazing allocations and refer all information to the Bureau of Indian Affairs.

Minerals Division - The Minerals Division will do the following with regard to Tribally owned minerals and tribal lands:

1. Prepare bonus bid reviews for the Natural Resources Committee and Tribal Business Council for competitive oil and gas leases.
2. Initiate negotiations for non-competitive agreements.
3. Verify Tribal ownership.
4. Prepare and review leases and non-competitive agreements for review and approval by the Natural Resources Committee and Tribal Business Council.
5. Prepare Tribal Resolution approving leases and non-competitive agreements if so directed by the Natural Resources Committee.

6. Obtain Tribal Chairman's signature and notarize leases and agreements if approved by the Tribal Business Council.
7. Process and obtain approval of sand and gravel or scoria permits.
8. Process and obtain approval of access road or pipeline right-of-way applications.
9. Process assignments of interest in tribal leases, mineral agreements, scoria or sand and gravel permits.
10. Submit finished products to the Bureau of Indian Affairs for the Superintendent's approval.

BUDGET PROPOSAL

PERSONNEL

Realty Officer	\$21,736.08
Fringe	5,100.00
	<u>\$26,836.08</u>
Indirect @ 26%	6,977.38
Total	\$33,813.46

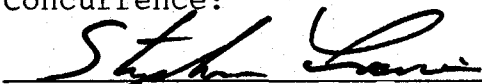
OPERATING

Supplies	\$1,000.00
Space Costs	\$1,225.38
Telephone	\$ 461.16
Local Travel	\$1,500.00
Vehicle Maintenance	<u>\$1,000.00</u>
Total	\$5,186.54

TOTAL BUDGET

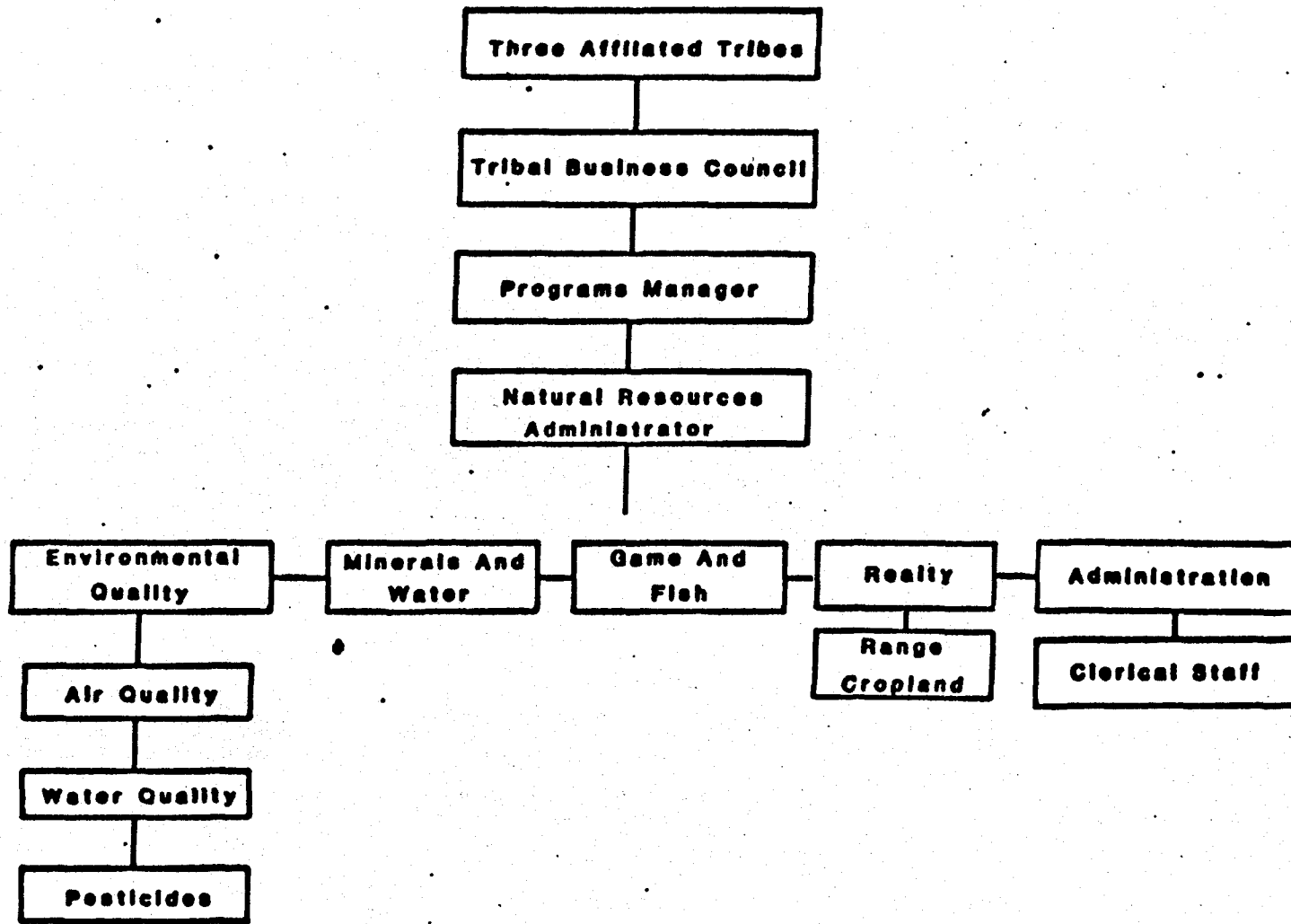
\$39,000.00

Concurrence:



Tribal Controller

THREE AFFILIATED TRIBES NATURAL RESOURCES DEPARTMENT

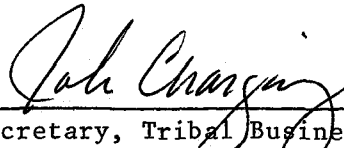


C E R T I F I C A T I O N

I, undersigned, as Cesretary 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, 10 were present at a REGULAR Meeting, thereof duly called, noticed, convened, and held on the 11th day of April, 1986; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 8 members, 0 members opposed, 2 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 11th day of April, 1986.


Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council