

Resolution No. 93-103-JJR

**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 benefits of the Tribes and of the enrolled members thereof; and

WHEREAS, Article VI, Section 5 (d) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to negotiate with Federal and State Governments on behalf of the Three Affiliated Tribes; and

WHEREAS, Article VI, Section 5 (j), of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to protect and preserve the property, wildlife and natural resources of the Three Affiliated Tribes; and

WHEREAS, The Three Affiliated Tribes has the authority and responsibility to protect and utilize its mineral resources.

NOW THEREFORE, BE IT RESOLVED, That the Three Affiliated Tribes authorizes the Natural Resources Department to contract \$40,000 from the Department of Minerals and Energy and to utilize these monies for the purchase of seismic data.

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COMMUNITY VANS (CON'T)
all the communities that don't have vehicles. New
Town should have a community vehicle also.

ITEM 07: RESOLUTION/WATER RESOURCES: #93-102-JJR
Resolution read by Secretary Rabbithead.
This resolution pertains to the modification of
\$45,000 if its water resources FY 93 unbanded
funding to cover \$20,000 in salary, \$20,000 in pay-
ments to USGS, and \$5,000 in travel.

Mr. Baker explained this is just extra money they
got. All he needs is the resolution.

Chairman Wilkinson entertained a motion to approve.

Treasurer Bird Bear motioned to approve, seconded
by Secretary Rabbithead.

Vote: 5 for, 0 opposed. Motion carried.

ITEM 08: ~~RESOLUTION/NATURAL RESOURCES PURCHASE OF SEISMIC
DATA: #93-103-JJR~~

Resolution read by Secretary Rabbithead.
This resolution pertains to Natural Resources
contracting \$40,000 from the Department of Minerals
and Energy and to utilize these monies for the
purchase of seismic data.

Chairman Wilkinson recommended the council to
authorize the contract, but not to tie it to the
purchase of this data. Vice Chairman Johnson had
mentioned at a previous meeting this data is
useless, and the contract should not be tied to the
purchase of this data.

Chairman Wilkinson entertained a motion to approve.

Treasurer Bird Bear motioned to approve, seconded
by Secretary Rabbithead.

Mr. Baker explained the reason for the purchase of
this data. The oil companies are drilling along
the boundaries of the reservation, but not on the

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SEISMIC DATA (CON'T)
reservation. This is drawing the oil from within the reservation to the wells on the outside of the boundaries. This data would prove the oil they are collecting is coming from within our boundaries and put a hold on the drilling or bring the companies onto the reservation. Mr. Baker stated his plan is to buy the tips of all the lines on the reservation with grant money. Mr. Baker further stated this drilling started in the 1950's, and since then they have been drawing our oil from these wells.

Marcus Wells, Jr. also commented on this issue. One other problem that contributes to the oil companies not drilling on the reservation is due to the problem getting the necessary signatures on the leases.

Chairman Wilkinson stated he agrees with the Vice Chairman that this data being purchased is dead data. This money could be used for other purposes such as improving the process.

Councilman Gillette mentioned he would like to see something in writing that the brokers own this data and who gets to keep this data. Mr. Baker stated he would follow up on this with Dick Wilson. This money is not "in hand" now, this is an application for the money.

Vote: 4 for, 1 not voting. Motion carried.

ITEM 09: RESOLUTION/LEGAL COUNSEL-NATURAL RESOURCES
Resolution read by Secretary Rabbithead.
This resolution pertains to the reimbursement of \$25,000 to the law firm Stoel Rives Boley Jones & Grey for environmental legal counsel commitments which fulfills FY '93 responsibilities.

This resolution was also presented at the last meeting.

Discussion on what was done on Geving and Carlson.
Mr. Baker explained the lawyers are waiting on the

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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 7 members of whom 5 constitutes a quorum, 5 were present at a Special Meeting, thereof duly called, noticed, convened, and held on the 2nd day of August, 1993; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 4 members, 0 members opposed, 0 members abstained, 1 members not voting and that said Resolution has not been rescinded or amended in any way.

Chairman (voting) (not voting).

Dated this 2nd day of August 1993.

John J. Rabbithead Jr.
Secretary, Tribal Business Council

Attest:

William O. Williams

Chairman, Tribal Business Council