

**CROW TRIBAL LEGISLATURE
AUGUST 15, 2005 SPECIAL SESSION**

JOINT ACTION RESOLUTION NO. JAR05-08

INTRODUCED BY CARL E. VENNE, CHAIRMAN
CROW TRIBAL EXECUTIVE BRANCH

JOINT ACTION RESOLUTION OF THE CROW TRIBAL LEGISLATURE AND
THE CROW TRIBAL EXECUTIVE BRANCH ENTITLED:

**“FINAL APPROVAL OF THE ADDENDUM TO OIL AND GAS LEASE BETWEEN
THE CROW TRIBE OF INDIANS AND GOLDEN ARROW EXPLORATION, LLC.”**

WHEREAS, the Chairman of the Executive Branch has authority and responsibility pursuant to the “enumerated powers” in Article IV, Section 3(f) of the Constitution and Bylaws of the Crow Tribe of Indians to “negotiate and approve or prevent any sale, disposition, lease or encumbrance of Tribal lands, interests in lands or other Tribal assets, including buffalo, minerals, gas and oil with final approval granted by the Legislative Branch,” and in Article IV Section 3(k) to “negotiate and approve limited waivers of sovereign immunity when such a waiver is necessary for business purposes in accordance with Article V, Section 2(f) of [the] Constitution;” and

WHEREAS, the Legislative Branch has authority and responsibility pursuant to its “powers and duties” in Article V, Section 2(d) of the Constitution “to grant final approval or disapproval of items negotiated by the Executive Branch of Government pertinent to the sale, disposition, lease or encumbrance of Tribal lands, interests in lands or mineral assets,” and in Article V, Section 2(f) to “grant final approval or disapproval of limited waivers of sovereign immunity by the Executive Branch when waivers are necessary for business purposes;” and

WHEREAS, the Chairman of the Executive Branch, with the delegated assistance of the Oil and Gas Committee headed by the Secretary of the Executive Branch, has negotiated an Oil and Gas Lease Between the Crow Tribe of Indians and Golden Arrow Exploration, LLC, (the “Lease”), for the exploration and production of oil and gas on approximately 7,680 acres within the Crow Reservation; and

WHEREAS, the Crow Tribal Legislature granted final approval of the Lease during its April 2005 Session pursuant to Joint Action Resolution No. JAR05-04, the Chairman of the Executive Branch and Golden Arrow executed the Lease on behalf of the Tribe on May 16, 2005, and the Lease is pending approval by the Bureau of Indian Affairs; and

WHEREAS, after further evaluation following the execution of the Lease, Golden Arrow has identified an additional 720 acres of contiguous and nearby lands within the Reservation that it wishes to explore, and the Oil and Gas Committee on behalf of the Executive

Branch has agreed that it is in the Tribe's best interests to include such additional lands to be drilled and developed together with the lands already included within the Lease; and

WHEREAS, the Oil and Gas Committee and Golden Arrow have prepared and agreed upon an "Addendum" to the Lease which is attached hereto and incorporated herein, to include such additional lands within the Lease, subject to all the same terms and conditions in the existing Lease approved by the Legislature; and

WHEREAS, after approval by the Legislature and Executive Branch of the Crow Tribe, the Addendum is subject to approval by the Secretary of the Interior or her designee, pursuant to the Indian Mineral Development Act of 1982 (25 U.S.C. § 2101, *et seq.*) and other applicable Federal law;

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE AND THE EXECUTIVE BRANCH OF THE CROW TRIBE:

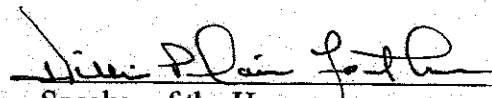
Section 1. That the "Addendum to Oil and Gas Lease Between the Crow Tribe of Indians and Golden Arrow Exploration, LLC," attached hereto and incorporated by this reference, and subject to the same limited waiver of sovereign immunity as contained in the original Lease terms, is hereby granted final approval pursuant to Article V, Sections 2(d) and 2(f) of the Constitution and Bylaws of the Crow Tribe.

Section 2. That the Chairman of the Executive Branch is authorized to sign and execute the above-referenced Addendum on behalf of the Crow Tribe.

Section 3. That the final approval granted herein is effective on the date of approval of this Resolution, and is subject only to such further approvals as are required by Federal law.

CERTIFICATION

I hereby certify that this Joint Action Resolution granting final approval of the Addendum to the Oil and Gas Lease between the Crow Tribe and Golden Arrow Exploration, LLC, was duly approved by the Crow Tribal Legislature with a vote of 14 in favor, 0 opposed, and 0 abstained and that a quorum was present on this 15th day of August, 2005.


Speaker of the House
Crow Tribal Legislature

ATTEST:


Secretary, Crow Tribal Legislature

EXECUTIVE ACTION

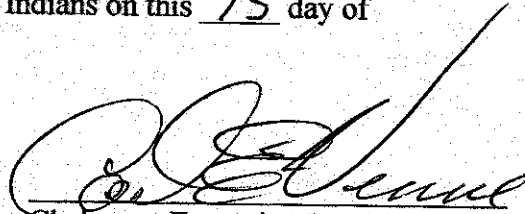
I hereby

_____ approve,

_____ veto

this Joint Action Resolution granting final approval of the Addendum to the Oil and Gas Lease between the Crow Tribe and Golden Arrow Exploration, LLC, pursuant to the authority vested in the Chairman of the Crow Tribe by Article V, Section 8 and Article IV, Sections 3(f) and 3(k) of the Constitution and Bylaws of the Crow Tribe of Indians on this 15 day of

Aug, 2005.



Chairman, Executive Branch
Crow Tribe of Indians

Contract No. _____

Allotment No. : _____

ADDENDUM TO
OIL AND GAS LEASE
BETWEEN
THE CROW TRIBE OF INDIANS OF THE CROW INDIAN RESERVATION
AND
GOLDEN ARROW EXPLORATION, LLC

THE CROW TRIBE OF INDIANS
OF THE CROW INDIAN RESERVATION

Lease No. _____

Contract No. _____

ADDENDUM TO
OIL AND GAS LEASE
BETWEEN
THE CROW TRIBE OF INDIANS
AND
GOLDEN ARROW EXPLORATION, LLC

THIS ADDENDUM TO OIL AND GAS LEASE is made and entered into in quintuplicate this _____ day of _____, 2005, by and between the Crow Tribe of Indians of the Crow Indian Reservation, a sovereign government and federally-recognized Indian tribe, whose address is P.O. 159, Crow Agency, MT 59022 (hereinafter referred to collectively as "Lessor"), and Golden Arrow Exploration, LLC, whose address is 319 S Gillette Ave, Suite 269, Gillette, WY. 82716 (hereinafter referred to as "Lessee"). This addendum to lease is entered into pursuant to the Indian Mineral Development Act of 1982 (25 U.S.C. § 2101 et seq.), the Federal Oil and Gas Royalty Management Act of 1982 (30 U.S.C. § 1701 et seq.), other applicable federal laws and regulations, including but not limited to 43 C.F.R. Part 3160, Onshore Oil and Gas Operations: General, and 30 C.F.R. Part 200, Royalty Management, and the laws of the Crow Indian Reservation, including all amendments to all of the above.

WHEREAS Lessor and Lessee executed an oil and gas lease on May 16th, 2005, as authorized by Resolution No. JAR05-04; and

WHEREAS the parties wish to include additional contiguous and nearby lands within and under the terms of said oil and gas lease to be drilled and developed together with the lands already included within said lease;

NOW THEREFORE the parties agree that the following described lands shall be included within and under the terms of said lease and Section 2.1 of said lease is hereby amended to include these following described lands situate in Big Horn County, Montana:

Township 3 South, Range 34 East, M.P.M.

Section 24: E/2

Section 32: NE/4

Section 29: SW/4

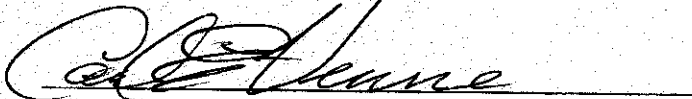
Section 30: N/2NE/4

containing 720 acres more or less (to be included within the term "Leased Premises" as used in said lease).

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands.

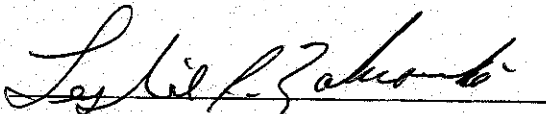
**THE CROW TRIBE OF INDIANS OF THE
CROW INDIAN RESERVATION**

(Pursuant to Resolution No. JAR 05-08)



Carl E. Venne, Chairman

GOLDEN ARROW EXPLORATION, LLC

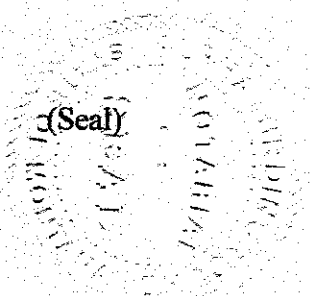


Leslie R. Zahrowski, Managing Member

M. Greg Carlson, Managing Member

STATE OF MONTANA)
)
:ss.
County of Big Horn)

The foregoing ADDENDUM TO OIL AND GAS LEASE was acknowledged before me this 15th day of August, 2005, by Carl E. Venne, as Chairman of The Crow Tribe of Indians.



Alpha Birdinground
Alpha Birdinground
Print or type name

Notary Public for the State of Montana

Residing at: Lodge Grass

My Commission expires: July 2009

STATE OF _____)
)
:ss.
County of _____)

The foregoing ADDENDUM TO OIL AND GAS LEASE was acknowledged before me this ____ day of _____, 2005, by LESLIE R. ZAHROWSKI and M. GREG CARLSON, Managing Members, as and on behalf of the GOLDEN ARROW EXPLORATION, LLC, a Wyoming limited liability company.

(Seal)

Print or type name

Notary Public for the State of _____

Residing at: _____

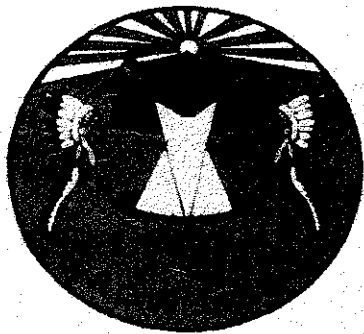
My Commission expires: _____

THE FOREGOING ADDENDUM TO OIL AND GAS LEASE BETWEEN THE CROW
TRIBE OF INDIANS AND GOLDEN ARROW EXPLORATION, LLC, APPROVED AND
AGREED TO:

DATE: _____

Keith Beartusk
Bureau of Indian Affairs

Pursuant to the provisions of
Pub. L. No. 97-382, 96 Stat. 1938,
25 U.S.C. 2102



CROW NATION

CROW NATION EXECUTIVE BRANCH

BACHEEITCHE AVENUE

P.O. Box 159

Crow Agency, Montana 59022

Phone: (406) 638-3734

Fax: (406) 638-3881

Carl E. Venne, Chairman

Cedric Black Eagle, Vice-Chairman

Andrew Old Elk, Secretary

Darren Old Coyote, Vice-Secretary

August 8, 2005

Mr. Willie Plain Feather, Speaker of the House
The Crow Legislative Branch
P.O. Box 309
Crow Agency, Montana 59022

Mr. Plain Feather,

The Office of the Chairman and the Oil and Gas Committee are requesting a Special Session of the Crow Legislature to consider an "Addendum" for the Golden Arrow Oil Lease that was approved during the April 2005 Legislative session. Rule 3 of the Rules and Order for the Crow Tribal Legislative Branch authorizes the Speaker of the House to call a "Special Session" when agenda items are deemed to be of critical importance and requiring expeditious consideration. The Oil and Gas Committee has met with Carlson 'Duke' Goes Ahead and the Natural Resource Subcommittee to inform them of this request as well as the purpose for the Addendum. Mr. Goes Ahead has recommended Monday, August 15, 2005 at 10:00 a.m.

The Crow Tribe and Golden Arrow executed the lease on May 16, 2005, as authorized by resolution No. JAR05-04 and the parties wish to include additional contiguous and nearby lands within and under the terms of this oil and gas lease to be drilled and developed together with the lands already included within the existing lease. Furthermore, new information has become available through the acquisition of satellite imagery.

If you require any further information please do not hesitate to contact Oil and Gas Committee at 638-3863.

Respectfully,

Carl E. Venne, Chairman

Executive Branch

Cc: Bill Watt, Legal Department
Natural Resource Subcommittee
Economic Development Subcommittee