

JULY 2015 CROW TRIBAL LEGISLATURE

JOINT ACTION RESOLUTION NO. JAR15 -10

INTRODUCED BY DARRIN OLD COYOTE, CHAIRMAN
CROW TRIBAL EXECUTIVE BRANCH

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

**A RESOLUTION REQUESTING AND APPROVING THE BUREAU OF INDIAN
AFFAIRS TO MAKE A TRUST TRANSFER OF AN IRRIGATION RESERVE PARCEL
NEAR FORT SMITH IN CONNECTION WITH ITS POLICY ON REVOCATION
OF RESERVE STATUS**

WHEREAS, the Bureau of Indian Affairs has determined that certain realty located on the Crow Indian Reservation and including land described below is eligible for transfer under its policies for the revocation of reserve status (restorations); and

WHEREAS, the Crow Tribe wishes to make use of one parcel for economic development and other related purposes for the benefit of Crow Tribal members; and

WHEREAS, the Chairman of the Executive Branch has the authority and responsibility pursuant to the “enumerated powers” in Article IV, Section 3(a) of the Constitution and Bylaws of the Crow Tribe to “represent the Crow Tribe of Indians in negotiations with Federal, State and local governments and other agencies, corporations, associations, or individuals in matters of welfare, education, recreation, social services, and economic development affecting the Crow Tribe of Indians,” and in Section 3(f) 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

WHEREAS, the Legislative Branch has the authority and responsibility pursuant to 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, interest in lands or mineral assets provided that a process for such approval or disapproval may be established by legislation;”

**NOW, THEREFORE, BE IT RESOLVED BY THE CROW TRIBAL LEGISLATURE
AND THE CROW TRIBAL EXECUTIVE BRANCH:**

1. That the Crow Tribal Legislative and Executive Branches of the Crow Tribal Government hereby request that the Bureau of Indian Affairs transfer the below-

described tracts to the Crow Tribe in trust pursuant to Government procedures for revocations of reserve status (restorations):

A portion of Tract 202 TR 7001 located in Section 16, Township 6 South, Range 31 East, Principal Montana Meridian, State of Montana, Big Horn County, and more particularly described as the Southwest Quarter of the Northeast Quarter (consisting of 40.00 acres) and Lot 2 in the Northwest Quarter of the Northeast Quarter (consisting of 22.73 Acres).

2. That the Executive Branch work with the BIA to negotiate, prepare and assemble all documents, agreements and information relating to the transfer, including but not limited to transfer documents, existing encumbrances and use agreements, if any, environmental site assessment, and all other information pertinent to the transfer, and present such final documents and information to the Legislature prior to acceptance of the reserve status property by the Tribe; and
3. That the final acceptance of the reserve status property by the Crow Tribe shall be conditioned upon and subject to final approval by the Legislature.

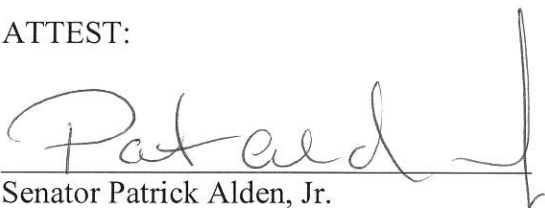
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CERTIFICATION

I hereby certify that Joint Action Resolution entitled "**A RESOLUTION REQUESTING AND APPROVING THE BUREAU OF INDIAN AFFAIRS TO MAKE A TRUST TRANSFER OF AN IRRIGATION RESERVE PARCEL NEAR FORT SMITH IN CONNECTION WITH ITS POLICY ON REVOCATION OF RESERVE STATUS**" was duly adopted and enacted by the Crow Tribal Legislature with a vote of 16 in favor 0 opposed, and 0 abstaining and that a quorum was present on this 13th day of **July, 2015**.


Senator R. Knute Old Crow, Sr.
Speaker of the House
Crow Tribal Legislature

ATTEST:


Senator Patrick Alden, Jr.
Secretary
Crow Tribal Legislature

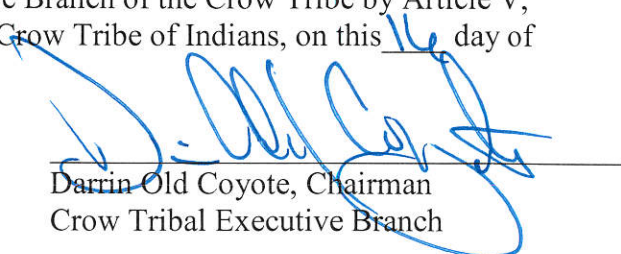


EXECUTIVE ACTION

I hereby

☒ approve or
☐ veto

This Joint Action Resolution entitled, "**A RESOLUTION REQUESTING AND APPROVING THE BUREAU OF INDIAN AFFAIRS TO MAKE A TRUST TRANSFER OF AN IRRIGATION RESERVE PARCEL NEAR FORT SMITH IN CONNECTION WITH ITS POLICY ON REVOCATION OF RESERVE STATUS**" pursuant to the authority vested in the Chairman of the Executive Branch of the Crow Tribe by Article V, Section 8 of the Constitution and Bylaws of the Crow Tribe of Indians, on this 16 day of July, 2015.


Darrin Old Coyote, Chairman
Crow Tribal Executive Branch

July 2015 Session

A RESOLUTION REQUESTING AND APPROVING THE BUREAU OF INDIAN AFFAIRS TO MAKE A TRUST TRANSFER OF AN IRRIGATION RESERVE PARCEL NEAR FORT SMITH IN CONNECTION WITH ITS POLICY ON REVOCATION OF RESERVE STATUS

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A RESOLUTION REQUESTING AND APPROVING THE BUREAU OF INDIAN AFFAIRS TO MAKE A TRUST TRANSFER OF AN IRRIGATION RESERVE PARCEL NEAR FORT SMITH IN CONNECTION WITH ITS POLICY ON REVOCATION OF RESERVE STATUS

Bill or Resolution: JAR15-10 **Introduced by:** Chairman Darrin Old Coyote **Date of Vote:** 7/13/2015
Number

<u>Representative:</u>	Yes	No	Abstained
G. Three Irons	<u> X </u>	<u> </u>	<u> </u>
B. Rogers	<u> X </u>	<u> </u>	<u> </u>
C. J. Stewart	<u> X </u>	<u> </u>	<u> </u>
P. Hill	<u> X </u>	<u> </u>	<u> </u>
E. Birdinground	<u> X </u>	<u> </u>	<u> </u>
A. Coyote-Runs, Sr.	<u> </u>	<u> </u>	<u> </u>
V. Nomee	<u> X </u>	<u> </u>	<u> </u>
T. Gros Ventre	<u> X </u>	<u> </u>	<u> </u>
V. Crooked Arm	<u> X </u>	<u> </u>	<u> </u>
P. Spotted Horse, Sr.	<u> X </u>	<u> </u>	<u> </u>
L. DeCrane	<u> X </u>	<u> </u>	<u> </u>
C. Goes Ahead	<u> X </u>	<u> </u>	<u> </u>
B. Hugs	<u> </u>	<u> </u>	<u> </u>
G. Real Bird, Jr.	<u> X </u>	<u> </u>	<u> </u>
B. Good Luck	<u> X </u>	<u> </u>	<u> </u>
G. Stewart	<u> X </u>	<u> </u>	<u> </u>
P. Alden, Jr. <i>Secretary of the House</i>	<u> X </u>	<u> </u>	<u> </u>
R. Old Crow, Sr. <i>Speaker of the House</i>	<u> X </u>	<u> </u>	<u> </u>
Totals:	<u> 16 </u>	<u> 0 </u>	<u> 0 </u>


Result of Vote:

Passed

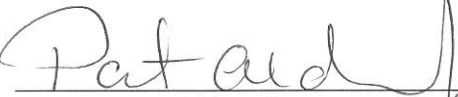
Not Passed

Tabled

Veto-Override


 Senator R. Knute Old Crow, Sr.
 Speaker of the House

Date


 Senator Pat Alden, Jr.
 Secretary of the House

Date

7-13-15

7-14-15

United States Department of the Interior
Bureau of Indian Affairs
Title Status Report

Report Certification Time and Date: 04/06/2012 01:11:39 PM

Requestor: TTENBEAR Date/Time: 09/30/2014 10:05:21

See Appendix C for Land Legal Descriptions

Title Status

Tract 202 TR 7001 is held by the United States of America in trust for the land owner(s) with trust interests and/or by the land owner(s) with restricted interests and/or fee simple interests, as listed in Appendix "A" attached to and incorporated in this Title Status Report.

The title to Tract 202 TR 7001 is current, complete, correct, and without defect. Ownership is in unity and interests are owned in the following title status: trust.

The tract ownership is encumbered by the title documents as listed on Appendix "B" attached to and incorporated in this Title Status Report.

The following notes apply to this land title:

202 37545 (23)

This report does not cover encroachments nor any other rights that might be disclosed by a physical inspection of the premises, nor questions of location or boundary that an accurate survey may disclose. This Report also does not cover encumbrances, including but not limited to irrigation charges, unpaid claims, not filed or recorded in this Land Titles and Records Office. This report does not state the current ownership of the interests owned in fee simple but states the ownership at the time the interest ceased to be held in trust or restricted ownership status.

This Title Status Report is a true and correct report of the status of title to the real estate described herein according to the official land records recorded and maintained in this office.

Appendix "A"

Effective Ownership as of 11/01/1999

----- OWNER -----					---- DOCUMENT ----			NAME ACQUIRED	FRACTION	AGGREGATE SHARE	AGGREGATE
Tribe & Code	ID No. & DOB	Indian or Non-Indian	Title Status	Interest*	Class	Type	Number	SURNAME/FIRST NAME	AS ACQUIRED	CONVERTED TO LCD	DECIMAL
202 CROW T202-20 - MT		Tribe	Trust	All	Secretar	SPEC AUT	59319923	CROW TRIBE	1 1	1 1	1.0000000000

* "All" means the equitable beneficial interest and the legal title interest merged together.

IN TRUST:	1 1 1.0000000000
IN FEE:	0 1 .0000000000
TOTAL:	1 1 1.0000000000

Land Legal Description

TOTAL TRACT ACRES:

Appendix "B"

Ownership of Tract 202 TR 7001 is encumbered by the following:

Contract Type/Contractor Name	Contract Number	Contractor ID	Begin Date	Expiration Date	Leased Acres	Record Image#
Highways and Roads	19270	202C019947	02/19/1976	02/19/2026	.454	
JOHN GRINSTEINER Electric Line and Power	1848	202C200516	01/10/1955	PERPETUAL	143.512	202-1848
BIG HORN COUNTY ELECTRIC COOPERATIVE INC. Electric Line and Power	24556	202C200516	10/16/1984	PERPETUAL	156.192	202-24556
BIG HORN COUNTY ELECTRIC COOPERATIVE INC. Electric Line and Power	25365	202C200516	10/23/1985	PERPETUAL	10.782	202-25365
BIG HORN COUNTY ELECTRIC COOPERATIVE INC. Electric Line and Power	29361	202C200516	10/22/1993	PERPETUAL	156.192	202-29361
BIG HORN COUNTY ELECTRIC COOPERATIVE INC. Electric Line and Power	80015207IN	202C200516	10/16/2007	PERPETUAL	.033	80015207IN
BIG HORN COUNTY ELECTRIC COOPERATIVE INC. Fiber Optic	8003451464	202C200522	05/16/2014	05/15/2064	.796	
NEMONT TELEPHONE/PROJECT TELEPHONE CO Rights Of Way (Other)	31974	202C200595	03/17/1997	03/16/2047	156.192	202-31974
STATE OF MONTANA/ DEPARTMENT OF TRANSPORTATION Telephone/Telegraph	23043	202C200682	09/17/1982	09/16/2032	32.680	202-23043
MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO Highways and Roads	1807	202C200707	01/07/1920	PERPETUAL	40.000	
BIG HORN COUNTY COMMISSIONERS Highways and Roads	1814	202C200707	11/08/1921	PERPETUAL	143.512	
BIG HORN COUNTY COMMISSIONERS Highways and Roads	13559	202C200930	03/25/1946	PERPETUAL	1.818	
MONTANA STATE HIGHWAY COMMISSION Highways and Roads	1849	202C200930	11/20/1961	PERPETUAL	10.780	202-1849
MONTANA STATE HIGHWAY COMMISSION AGRICULTURE LEASE	1201390914	202C201117	11/01/2009	10/31/2014	62.730	
RAINBOW POINT FARMS REVOCABLE PERMIT	4211901116	202C250129	07/01/2011	06/30/2016	6.400	
LITTLE BIGHORN COLLEGE BUSINESS	5207760934	202C250129	07/01/2009	06/30/2034	.210	
LITTLE BIGHORN COLLEGE Telephone/Telegraph	25349	202C250139	07/12/1995	07/11/2035	.625	
MOUNTAIN STATES T&T REVOCABLE PERMIT	4228771416	202C250420	05/01/2014	04/30/2016	10.000	
CROW TRIBE WATER RESOURCE DEPARTMENT						
Type of Encumbrance	Encumbrance Holder	Expiration Date	Document Number	Description and Explanation		
IRRIGATION UNIT	U.S. IND IRRIG SERVICE		59319923	RESERVED FOR ADMINISTRATIVE PURPOSES, EXCLUSIVELY FOR IRRIGATION SERVICE.		

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TR7001

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TR7001

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