

JULY 2015 CROW TRIBAL LEGISLATURE

JOINT ACTION RESOLUTION NO. JAR15-11

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:

**“FINAL APPROVAL OF THE OIL AND GAS LEASES BETWEEN THE CROW
TRIBE OF INDIANS AND BRISCOE PETROLEUM, 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 Section 3(k) to “negotiate 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 Section 2(f) to “grant final approval or disapproval of limited waivers of sovereign immunity by the Executive Branch of Government 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 has negotiated three (3) Oil and Gas Leases between the Crow Tribe of Indians and Briscoe Petroleum, LLC (the “Leases”), for the exploration and production of oil and gas on the Tribally-owned mineral interests within three tracts totaling 3,688 acres located within the Crow Reservation, copies of which are attached hereto and incorporated by reference; and

WHEREAS, exploration for and development of Tribal oil and gas resources is in the best interests of the Tribe and Tribal members, and the Leases provide for such exploration and development on a fair, environmentally responsible, and commercially sound basis, and the limited waiver of sovereign immunity required by the Leases is necessary for the business purpose of entering into the Leases; and

WHEREAS, after approval by the Legislature and Executive Branches of the Crow Tribe, the Leases are 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 Oil and Gas Leases between the Crow Tribe of Indians and Briscoe Petroleum, LLC, attached hereto and incorporated by this reference, including the limited waivers of the Crow Tribe's sovereign immunity contained therein, are 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 Leases on behalf of the Crow Tribe, and to take all such further actions on behalf of the Crow Tribe as are necessary to implement, administer and enforce the Leases


Section 3. That the Executive Branch will comply with applicable Tribal law with respect to Tribal revenues generated by the Leases, and will keep the Legislature and/or its designated Committee(s) informed on a timely basis of formal notices issued pursuant to the Leases and other significant actions taken to administer the Leases, including but not limited to any proposed assignment, sublease or transfer; and all amendments to the Leases shall be subject to the further final approval of the Legislature.

Section 4. 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.

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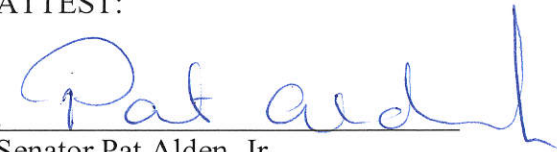
CERTIFICATION

I hereby certify that this Joint Action Resolution “**FINAL APPROVAL OF THE OIL AND GAS LEASES BETWEEN THE CROW TRIBE OF INDIANS AND BRISCOE PETROLEUM, LLC**” was duly approved by the Crow Tribal Legislature with a vote of 16 in favor, 0 opposed, and 0 abstained and that a quorum was present on this 15th day of July, 2015.



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

ATTEST:



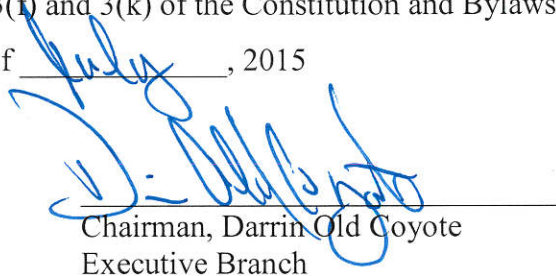
Senator Pat Alden, Jr.
Secretary of the House
Crow Tribal Legislature



EXECUTIVE ACTION

I hereby
X approve,
_____ veto

this Joint Action Resolution for the “**FINAL APPROVAL OF THE OIL AND GAS LEASES BETWEEN THE CROW TRIBE OF INDIANS AND BRISCOE PETROLEUM, 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 31st day of July, 2015



Chairman, Darrin Old Coyote
Executive Branch
Crow Tribe of Indians

JOINT ACTION RESOLUTION OF THE CROW TRIBAL LEGISLATURE AND THE CROW TRIBAL EXECUTIVE BRANCH ENTITLED: "FINAL APPROVAL OF THE OIL AND GAS LEASES BETWEEN THE CROW TRIBE OF INDIANS AND BRISCOE PETROLEUM, LLC"

**Bill or Resolution: JAR15-11 Introduced by: Chairman Darrin Old Coyote Date of Vote: 7/15/2015
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> </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> X </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

7-15-15
Date



Senator Pat Alden, Jr.
Secretary of the House

7-29-15
Date