

JANUARY 2010 CROW TRIBAL LEGISLATURE

JOINT ACTION RESOLUTION NO. **JAR 10-01**

INTRODUCED BY CEDRIC BLACK EAGLE, CHAIRMAN
CROW TRIBAL EXECUTIVE BRANCH

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

**A 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 SEVEN CROW RESERVATION PARCELS 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 as part of ongoing planning and development for Crow Agency wishes to make use of these seven parcels; 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, interest 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 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 LEGISLATIVE 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);

JANUARY 2010 QUARTERLY SESSION

"A RESOLUTION REQUESTING AND APPROVING THE BUREAU OF INDIAN AFFAIRS TO MAKE A TRUST TRANSFER OF SEVEN CROW RESERVATION PARCELS IN CONNECTION WITH ITS POLICY ON REVOCATION OF RESERVE STATUS"

- A. Quarters No. 1300 Irrigation Reserve, a tract of land located within the Crow Agency Townsite in the NE $\frac{1}{4}$, Section 1, Township 3 South, Range 34 East, P.M.M., and known as Lots 5, 6, 7, 8 of Block 8, is more particularly described as follows: Commencing at the Crow Agency Town Corner #8, thence S43°16'23"W., 218.08 to the True Point of Beginning; Thence S19°26'E, 140 feet; thence S70°34'W, 150 feet; thence N19°26'W, 140 feet; thence N70°34'E., 150 feet to the Point of Beginning, containing in all 0.48 acres, more or less. After transfer to Tribal land, the future intent is for Crow Legislative Branch use.
- B. Quarters No. 1020, Irrigation Reserve, a tract of land located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, section 1, Township 3 South, Range 34 East, M.P.M., Big Horn County, Montana, on the Crow Indian Reservation, is more particularly described as follows; Commencing at the Crow Agency Town Corner #8, thence S64°25'59"E., 141.42 feet to the True Point of Beginning; thence N70°34'E., 96.7 feet; thence S19°26'E., 110.37 feet; thence S73°44'47"W., 96.85 feet; thence N19°26'W., 105 feet to the Point of Beginning, containing in all 0.24 acres, more or less.
- C. Area South of Main Road lying in Irrigation Yard – Area #4, A tract of land located in the NE $\frac{1}{4}$, Section 1, Township 3 South, Range 34 East, P.M.M., described as follows: Beginning at Crow Agency, Montana, Town Corner #8, thence S89°01'23"E., 340.2 feet, to the true point of beginning, thence N70°35'07"E, 362.2. feet, thence S00°))'E., 150 feet, thence S78°08'56"W, 315.1 feet, thence N19°24'53"W. 100.0 feet, to the true point of beginning, containing in all 0.947 acres, more or less. After transfer to Tribal land, the future intent is for Little Big Horn College use.
- D. Horse Pasture Area #6, A tract of land located in the NE $\frac{1}{4}$, Section 1, Township 3 South, Range 34 East, P.M.M., described as follows: Beginning at Crow Agency, Montana, Town Corner #8, thence N13°06'51"E., 1482.2. feet, to the true point of beginning, thence N89°14'04"E., 247.6 feet, thence S00°00'E., 364.7 feet, thence S87°50'07"W., 256.4 feet, N01°20'24"E., 371.2 feet, to the true point of beginning, containing in all 2.127 acres, more or less. After transfer to Tribal land, the future intent is for Little Big Horn College use.

E. Crow Agency/Irrigation Reserve, A tract of land located in Section 1, Township 3 South, Range 34 East, P.M.M., of Big Horn County, on the Crow Indian Reservation is more particularly described as beginning at the E 1/16 of said Sec. 1, and is also corner No. 5 of the original Townsite of Crow Agency, thence N0°08'W, 278.0 feet to corner No. 6 of said Townsite; thence N17°17'W, 163 feet to corner No. 7 of said Townsite, thence N70°34'E., 289.0 feet to a point; thence S0°08'E., 384.242 feet, to a point, thence S89°24'E., 428.44 feet to a point on the West boundary of the Adams Addition of Crow Agency; thence S 0°08'E., 148.0 feet to the center East – East – (CEE) 1/64th corner; thence N89°24'W., 653.12 feet to E 1/16 corner, also Crow Agency Townsite No. 5 and the point of beginning, containing in all 4.086 acres, more or less. After transfer to Tribal land, the future intent is for Little Big Horn College use.

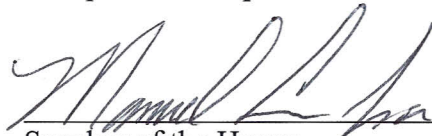
F. Soap Creek Irrigation Reserve, A tract of land located at N½NW¼SW¼NE¼NE¼, W½E½NW¼NE¼W½E½ NE¼NW¼NE¼NE¼, W½NE¼SE¼NW¼NE¼NE¼, NW¼SE¼SE¼NW¼NE¼NE¼, W½NW¼NE¼NE¼, N½S½NW¼SW¼NE¼NE¼, W½NW¼NE¼SW¼NE¼NE¼, W½NW¼NE¼SW¼NE¼NE¼ of Section 29, Township 5 S., Range 32 E., containing 10.782 acres, more or less.

G. Big Horn District Community Hall Irrigation Reserve (TR 7000), Consisting of a tract of land located in Section 23 at Township 4 South, Range 32 East, at W½NW¼SE¼NE¼, consisting of 5.0 acres, more or less. Upon acceptance by the Tribe as trust property, this parcel is intended for use by the Big Horn District, in accordance with the herein attached April 2, 2007 letter from the late Chairman Venne.

2. That the Executive Branch work with the BIA and/or GSA 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.

CERTIFICATION

I hereby certify that Joint Action Resolution entitled "A 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 SEVEN CROW AGENCY PARCELS IN CONNECTION WITH ITS POLICY ON REVOCATION OF RESERVE STATUS" was duly adopted 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 **January 2010**.



Speaker of the House
Crow Tribal Legislature

ATTEST:



Secretary
Crow Tribal Legislature


SEAL



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 SEVEN CROW AGENCY PARCELS 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 17 day of January 2010.



Cedric Black Eagle, Chairman
Crow Tribal Executive Branch

JANUARY 2010 QUARTERLY SESSION

"A RESOLUTION REQUESTING AND APPROVING THE BUREAU OF INDIAN AFFAIRS TO MAKE A TRUST TRANSFER OF SEVEN CROW RESERVATION PARCELS IN CONNECTION WITH ITS POLICY ON REVOCATION OF RESERVE STATUS"

Bill or Resolution

Number: JAR10-01 Introduced by: Executive Branch Date of Vote: January 13, 2010

<u>Representative:</u>	Yes	No	Abstained
H. Two Leggins	<u>X</u>	<u> </u>	<u> </u>
V. Pretty Paint	<u>X</u>	<u> </u>	<u> </u>
C. J. Stewart	<u>X</u>	<u> </u>	<u> </u>
K. Shane	<u>X</u>	<u> </u>	<u> </u>
S. Backbone, Sr.	<u> </u>	<u> </u>	<u> </u>
O. Half, Jr.	<u>X</u>	<u> </u>	<u> </u>
W. Plainfeather	<u>X</u>	<u> </u>	<u> </u>
R. Old Crow, Sr.	<u>X</u>	<u> </u>	<u> </u>
M. Not Afraid	<u>X</u>	<u> </u>	<u> </u>
V. Crooked Arm	<u>X</u>	<u> </u>	<u> </u>
L. De Crane	<u>X</u>	<u> </u>	<u> </u>
C. Goes Ahead	<u> </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>
M. Backbone	<u>X</u>	<u> </u>	<u> </u>
D. Wilson	<u>X</u>	<u> </u>	<u> </u>
P. Alden, Jr. <i>Secretary of the House</i>	<u>X</u>	<u> </u>	<u> </u>
M. Covers Up, Sr. <i>Speaker of the House</i>	<u>X</u>	<u> </u>	<u> </u>
Totals:	<u>16</u>	<u>0</u>	<u>0</u>

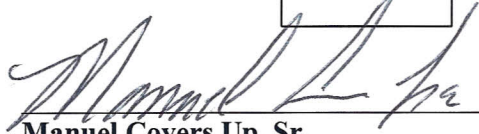
Result of Vote:

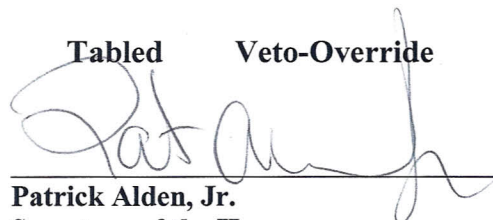
Passed

Not Passed

Tabled

Veto-Override


 Manuel Covers Up, Sr.
 Speaker of the House
 Date


 Patrick Alden, Jr.
 Secretary of the House
 Date 1-27-10



CROW TRIBE EXECUTIVE BRANCH

Bacheeitcha Avenue
P.O. Box 159
Crow Agency (Baaxuwaaashe), Montana 59022
Phone: (406) 638-3732
Fax: (406) 638-3773

Carl E. Venne,
CHAIRMAN

Cedric Black Eagle,
VICE CHAIRMAN

Scott Russell,
SECRETARY

Darin Old Coyote,
VICE SECRETARY

April 2, 2007

Mr. Edward Lone Fight, Superintendent
Bureau of Indian Affairs
Crow Indian Agency
P.O. Box 69
Crow Agency, MT. 59022

Dear Mr. Lone Fight:

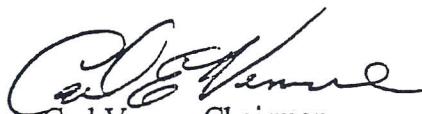
This correspondence will serve as my official approval on behalf of the Crow Tribe for the use of the tract of land by the community of Big Horn (St. Xavier). This Property containing 20 acres will be use for the community for agricultural purposes. The purpose of this construction is for rodeo arena, and a community hall.

The tract of land request is: T. 4 S. R.32 E. Sec. 23: N ½ SE ¼ NE 14 allotment number being T 7011R and T.4S R.32E Sec. 23, NW ¼ NW 14 SE ¼ SW ¼ NW ¼ SE ¼ NE ¼ allotment number being TR7000.

I am directing you to process the necessary paperwork to reflect the Tribe's approval for this purpose.

Should any questions arise, do not hesitate to contact Mr. Gale Three Irons at 638-3785.

Sincerely,


Carl Venne, Chairman
The Great Crow Nation

xc: Gale Three Irons, Crow Tribe



LEGISLATIVE BRANCH OF THE CROW TRIBAL GOVERNMENT

P.O. Box 309 – MAKAWASHA Avenue

Crow Agency, Montana 59022

Phone: (406) 638-2023/2025/2238

Fax: (406) 638-2030

Crow Country

Legislative Branch

Pryor:

Arrow Creek

Carlson Goes Ahead
Bryce Hugs
Lawrence DeCrane

Big Horn:

Valley of the Give

Away

Vincent Crooked Arm
Marlin D. Not Afraid
Pat Alden, Jr.
Secretary of the House

Dunmore:

Black Lodge

Conrad J. Stewart
V. Jeannie Pretty Paint
H.Noel Two Leggins

Reno:

Center Lodge

Oliver Half, Jr.
Shawn E. Backbone, Sr.
Kenneth G. Shane

Lodge Grass:

Valley of the Chief

Manuel Covers Up, Sr.
Speaker of the House
R. Knute Old Crow, Sr.
Woodrow Plainfeather

Wyola:

Mighty Few

Dana Wilson
M. Tye Backbone
Gordon Real Bird, Jr.

Staff

Attorney Ron Arneson, Esq.
Attorney at Law

Gerald Jay Harris
Legal Clerk

Jackie Blacksmith,
Administrative Officer

William Old Crow
Finance Officer/Admin.
Assist.

Sheri Chandler
Office Assist./Receptionist
/Editor

Kenny Pretty On Top
Maintenance/Custodian
Sergeant at Arms

OFFICIAL CERTIFICATE OF DELIVERY

I, Patrick Alden, Jr., Secretary of the Legislative Branch of the Crow Tribal Government hereby this Transitional Action do deliver a True and Correct Official copy Of the Final Approval for the following Bill:

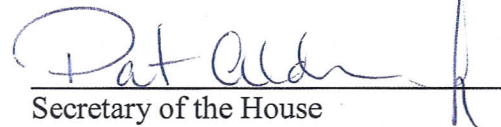
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No. JAR10--01 to Heather Whiteman Runs Him in the
Position of: Joint Lead Executive Counsel for the
Crow Tribal Executive Branch.

Done and dated this 29 day of January, 2010 @ 3:00 a.m./(p.m.)


Secretary of the House
Legislative Branch of the
Crow Tribal Government

Served by:

Legislative Branch Staff

Cc: file





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Position of: Joint Lead Executive Counsel for the

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Secretary of the House
Legislative Branch of the
Crow Tribal Government

Served by:

Legislative Branch Staff

Cc: file

