

**CROW TRIBAL LEGISLATURE
MAY 16, 2013 SPECIAL SESSION**

JOINT ACTION RESOLUTION NO. JAR13-14

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 AMENDMENT TO OIL AND GAS LEASE BETWEEN THE
CROW TRIBE OF INDIANS AND BLUE WATER 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 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 Crow Tribe entered into an Oil and Gas Lease with Longshot Oil, LLC, a Washington limited liability company, on March 27, 2008, as authorized by **Joint Action Resolution No. JAR08-02** (the “Lease”), which Lease was approved by the Rocky Mountain Regional Director, Bureau of Indian Affairs, on July 31, 2008, as Oil and Gas Lease No. 14-20-0252-5163, recorded as Document No. 202 7051630813 (the “Lease”); and

WHEREAS, the Lease was assigned by Longshot Oil, LLC, to Blue Water Petroleum, LLC, and Montana limited liability company, according to an Assignment of Partial Interest in Lease dated March 4, 2011, which Assignment has been consented to by the Chairman of the Executive Branch on behalf of the Crow Tribe as authorized by Sections 2 and 4 of JAR08-02, and was approved by the Rocky Mountain Regional Director on October 24, 2011, recorded as Document No. 202 7051630813; and

WHEREAS, the Chairman of the Executive Branch has negotiated an Amendment to Oil and Gas Lease (the “Amendment”) providing for, among other things, extension of the primary Term of the Lease and clarifications, commercial terms for the purchase of groundwater from the Tribe for steam injection, disclosure of injected substances, and additional bonding, a copy of which is 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 Amendment provides for such exploration and development on a fair, environmentally responsible, and commercially sound basis; and

WHEREAS, after approval by the Legislature and Executive Branches of the Crow Tribe, the Amendment is subject to approval by the Secretary of the Interior or his 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 “Amendment to Oil and Gas Lease Between the Crow Tribe of Indians and Blue Water Petroleum, LLC”, attached hereto and incorporated by this reference, is hereby granted final approval pursuant to Article V, Sections 2(d) and 2(f) of the Constitution and Bylaws of the Crow Tribe.

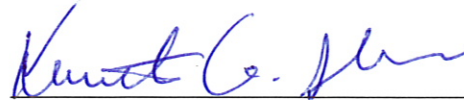
Section 2. That the provisions of Sections 1-4 of Joint Action Resolution JAR08-02 shall remain in full force and effect.

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.

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CERTIFICATION

I hereby certify that this Joint Action Resolution “**FINAL APPROVAL OF AMENDMENT TO OIL AND GAS LEASE BETWEEN THE CROW TRIBE OF INDIANS AND BLUE WATER PETROLEUM, LLC**” was duly approved by the Crow Tribal Legislature with a vote of 9 in favor, 3 opposed, and 1 abstained and that a quorum was present on this 16th day of **May, 2013**.



Senator Kenneth G. Shane
Speaker of the House
Crow Tribal Legislature

ATTEST:




Senator R. Knute Old Crow, Sr.
Secretary, Crow Tribal Legislature



EXECUTIVE ACTION

I hereby approve,
 veto

this Joint Action Resolution for the “**FINAL APPROVAL OF AMENDMENT TO OIL AND GAS LEASE BETWEEN THE CROW TRIBE OF INDIANS AND BLUE WATER 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 21 day of May 2013.



Darrin Old Coyote
Chairman, Executive Branch
Crow Tribe of Indians

“FINAL APPROVAL OF AMENDMENT TO OIL AND GAS LEASE BETWEEN THE CROW TRIBE OF INDIANS AND BLUE WATER PETROLEUM, LLC”

Bill or Resolution: JAR13-14 **Introduced by:** Chairman Darrin Old Coyote **Date of Vote:** 5/16/2013
Number

<u>Representative:</u>	Yes	No	Abstained
H. Two Leggins	_____	_____	_____
V. Pretty Paint	<u> X </u>	_____	_____
C. J. Stewart	<u> X </u>	_____	_____
L. Other Medicine	<u> X </u>	_____	_____
A. Coyote-Runs, Sr.	_____	_____	_____
L. Not Afraid.	<u> X </u>	_____	_____
M. Covers Up, Sr.	_____	<u> X </u>	_____
P. Alden, Jr.	_____	_____	_____
M. Not Afraid	<u> X </u>	_____	_____
V. Crooked Arm	_____	_____	_____
L. DeCrane	<u> X </u>	_____	_____
C. Goes Ahead	<u> X </u>	_____	_____
B. Hugs	_____	_____	_____
G. Real Bird, Jr.	_____	<u> X </u>	_____
M. Backbone	_____	<u> X </u>	_____
G. Stewart	<u> X </u>	_____	_____
R. K. Old Crow, Sr. <i>Secretary of the House</i>	<u> X </u>	_____	_____
K. Shane <i>Speaker of the House</i>	_____	_____	<u> X </u>
Totals:	<u> 9 </u>	<u> 3 </u>	<u> 1 </u>

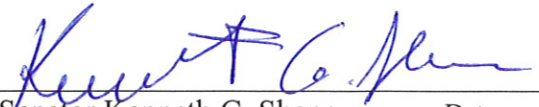
Result of Vote:

Passed

 Not Passed

 Tabled

 Veto-Override



 Senator Kenneth G. Shane Date
 Speaker of the House



 Senator R. Knute Old Crow, Sr. Date
 Secretary of the House