

# **Tribal Land Enterprise**

A sub-chartered Corporation of the  
Rosebud Sioux Tribe

**Incorporated Under Act of June 18, 1934 (49 stat 984)**

Telephone 747-2371 or 747-2372

## **Tribal Land Enterprise Continued Board of Directors Meeting 06-17-10**

The Tribal Land Enterprise Continued Board of Directors Meeting was called to order by Vice-Chairman John Spotted Tail on June 17, 2010 at 10:45 am in the conference room of the Tribal Land Enterprise building in Rosebud, SD.

### **Board Members Present:**

John Spotted Tail  
Rose Cordier  
Dominic Harmon  
Clayton Wright Jr.  
Richard "Smokey" Whipple  
Rodney Bordeaux

### **TLE Staff Present:**

Robert Wood, Interim Director  
Phyllis Y.E.-Cadue, Board Secretary  
Steph Blacksmith, Fee to Trust  
Darlene Crow Eagle, Certificates  
Patty Jones, Acquisitions/Assignment  
Ernie Blacksmith, Leasing Manager  
Franki Kills In Water, Leasing Clerk  
Robert Wood, CFO

**Roll Call:** 6 Board Members Present, 1 Board member absent

**Board Member(s) absent:** Fern Bordeaux-Boltz

**Board Member(s) Late:** Rodney Bordeaux

**Called to Order:** at 10:45 am by Vice-Chairman, John Spotted Tail.

**Invocation by:** Clayton Wright, Jr.

**Others:** Pauline Cloudman

Discussion by Pauline Cloudman on home site in Two Strike Community. Referred to Franki Kills In Water, Leasing Clerk.

### **FEE TO TRUST**

Discussion by Steph Blacksmith on Waiver on lien on the ILCA tracts that was tabled at last meeting on Resolution 2010-04

Motion by Clayton Wright Jr. to approve the resolution 2010-04 and waiver on liens on isolated tracts. Seconded by Richard "Smokey" Whipple. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on updated TSR for TLE. Last report was in "2004".

**Continued Board of Directors Meeting  
June 17, 2010**

Motion by Clayton Wright Jr. to approve updated TSR for TLE. Seconded by Dominic Harmon. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on Fee to Trust on lots 15, 16, 17 Block 3, Mission, SD.

Motion by Clayton Wright Jr. to approve Lots 15, 16 and 17 Block 3, Mission, SD. Seconded by Dominic Harmon. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on Fee to Trust resolution on Chamberlin land.

Motion by Rose Cordier on the Fee to Trust resolution on Chamberlin land. Seconded by Richard "Smokey" Whipple. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on Fee to Trust resolution on White River Nursing Home.

Motion by Rose Cordier on the Fee to Trust Resolution on White River Nursing Home. Seconded by Dominic Harmon. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED

Discussion on resolutions to be reconsidered and rescinded on old resolutions pertaining to Colombe Tracts, B, C and D. Send to Land & Natural.

Discussion on Voe Parker fee purchase on 160 acres. Need something in writing.

Discussion on Rodney & Oleta Mednansky selling some fee land in Mellette County. Have all the descriptions of land.

Motion by Clayton Wright Jr. for appraisal on fee purchase in Mellette County on Rodney & Oleta Mednansky land. Seconded by Dominic Harmon. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on two undivided interest in Gregory County which will be up for tax deed.

Motion by Dominic Harmon to purchase tax deeds on two undivided interests in Gregory County. Seconded by Rose Cordier. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on addendum to add fee purchases to Steph Blacksmith's contract. A formality.

Motion by Clayton Wright Jr. to the addendum to add fee purchases to Steph Blacksmith's contract. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on two resolutions that RST Council has not passed yet. FYI

Discussion and update on status report as of 06-17-10. FYI

**CERTIFICATES**

**Continued Board of Directors Meeting  
June 17, 2010**

Discussion by Darlene Crow Eagle on January, February and March monthly reports on Acquisitions. FYI

Discussion on Cancellation of Acquisitions pertaining to the letter from the BIA Superintendent to cancel due to owners having previously sold interests to ILCA. Leland B Saul. Certificates were issued and need to be cancelled.

Discussion on cancellation on Charles Cane. At this time is does not want to sell his certificates  
Motion by Clayton Wright Jr. to cancel certificates on Charles Cane and Leland B. Saul.  
Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Darlene Crow Eagle on a memo requesting summer hours and I would like to start in April, 2010 and I haven't been able to meet with you until now and I'm presenting it to you. I did bring it up with Robert Wood and he stated it would have to be approved by the TLE Board. Hours are 7:30 am to 4:00 pm with a half hour lunch break.

TLE Board goes into Executive Session at 11:30 am

Motion by Clayton Wright Jr. to go into executive session at 11:30 am. Seconded by Richard "Smokey" Whipple. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Convenes at 12:05 pm

Discussion by Darlene Crow Eagle on Jessie Spotted Elk to reaffirm the 10% above appraisal value.

Motion by Clayton Wright Jr. to table the 10% appraisal value. Seconded by Dominic Harmon. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**Acquisitions:**

Discussion by Patty Jones on acquisitions due to Michelle Kramer getting sick this morning.

Discussion by Rose Cordier to approve all acquisitions if all mineral rights are included.

Motion by Rose Cordier to approve all Acquisitions if all mineral rights are included.  
Seconded by Dominic Harmon. **WITHDRAWN.**

Discussion by Dominic Harmon, Richard "Smokey" Whipple and Rose Cordier  
Rose Cordier to withdraw motion.

**Assignments:**

Discussion by Patty Jones on Michael Lee request for an appraisal.

Motion made by Dominic Harmon to approve a long form Appraisal for Michael Lee on Ref. #1478/T-6414 described as the Southeast Quarter (SE1/4) of Section 13, Township 39 North Range 27 West 6<sup>th</sup> Principal Meridian, Todd County, South Dakota, containing

Discussion by Patty Jones on Kathleen High Pipe request for an appraisal.

**Continued Board of Directors Meeting  
June 17, 2010**

Motion made by Dominic Harmon to approve a long form Appraisal for Kathleen High Pipe on Ref. #1590/T-3663 described as the Southeast Quarter (SE ¼) of the Southwest Quarter (SW ¼) of section 21, Township 38 North Range 32 West, 6<sup>th</sup> Principal Meridian, Todd County, South Dakota, containing 40.00 acres more or less (minus 2.5 acres/SWA Omar High Pipe home site and Right of Way). Seconded by Richard "Smokey" Whipple. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Patty Jones on extension of appraisal for Gary Marshall.

Motion made by Dominic Harmon to extend appraisal until issues are resolved at next TLE Board of Directors meeting on Tuesday July 13, 2010. Seconded by Clayton Wright Jr. Voting 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

Discussion by Dominic Harmon. Clayton Wright Jr. to check into this with SWA Housing.

Discussion by Patty Jones on relinquishment of TLE Assignment, Assignee Melvin Huggins.

Motion made by Clayton Wright Jr. to accept relinquishment on Assignee, Melvin Huggins on TLE Assignment #1417-A Ref. #1571/T-5455 on the Northwest quarter (NW ¼) of Section 13, Township 36 North Range 25 West 6<sup>th</sup> Principal Meridian, Todd County, South Dakota, containing 160.00 acres more or less. Seconded by Dominic Harmon. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Patty Jones on reissuance of certificate to Donna Reinoehl/Palmer.

Motion made by Dominic Harmon for Donna Reinoehl-Palmer for reissuance of certificate on TLE Assignment #1366, Ref. #1473, described as lots 1 & 2, E ½ NW ¼ of 30-96-75 containing 163.12 acres. Seconded by Clayton Wright Jr. Voting 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Patty Jones to reaffirm approval of relinquishment of TLE assignment Assignee, David Flying.

Motion made by Clayton Wright Jr. for David Flying to reaffirm the approval for relinquishment of TLE assignment #1908-B, Ref. #1073/T-3230, Assignee: David Flying, in which the TLE Board of Directors reaffirm the approval of this transaction on June 07, 2005. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Patty Jones to reaffirm to approve reassignment of designation of Beneficiary assignee, Larry Parker, deceased.

Motion made by Rose Cordier to approve the reassignment of designation of beneficiary of TLE assignment #2079/Ref. #3160/T-5707 and TLE assignment #2080/Ref. #3163/T-11037. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Patty Jones on correction on assignment number, land description and acreage for Victor Del Left Hand Bull.

Motion made by Dominic Harmon to reaffirm the correct assignment number, land description and acreage should be assignment #1125-F, N/2NW1/4NW1/4,

**Continued Board of Directors Meeting  
June 17, 2010**

NW1/4NE1/4NW1/4, of section 35, Township 37 North Range 31 West 6<sup>th</sup> P.M., Todd County, South Dakota containing 30.00 acres more or less. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Patty Jones to award TLE assignment to Clairene White Hat-Tucker.

Motion made by Dominic Harmon to approve TLE Assignment Ref. #2797, T-1419 described as the Southeast quarter Southeast quarter, Southwest Quarter, Southeast Quarter, Northeast quarter, Southeast quarter, South half Northwest quarter Southeast quarter (SE1/4E1/4, SW1/4SE1/4NE1/4, S1/2NW1/4SE1/4) Section 2, Township 35 North, Range 29 West 6<sup>th</sup> Principal Meridian, Todd County, South Dakota containing 140.00 acres more or less at Fifty three thousand eight hundred (\$53, 800.00) dollars. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Break for Lunch 1:10 pm

Convene from lunch at 1:55 pm

**Leasing**

Discussion by Ernie Blacksmith on LeAnn Green on Chamberlain land. FSA to change it back to grazing. NRCS reduce the amount. Have a certified check from LeAnn Green for seven (\$7,000.00) dollars for five (5) year lease. Everything she does will stay with the land. She requests to tap into water line. She'll pay for the meter. Lease will go back up in "2012".

Motion made by Dominic Harmon to approve the reduced rate of \$7,000.00 on Chamberlain Land. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith on bond waiver request for Eddie Medearis.

Motion by Richard "Smokey" Whipple to approve for a one (1) year lease with the bond waiver. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Dominic Harmon.

Discussion by Ernie Blacksmith regarding resolution for farm/pasture fees.

Motion to make by Dominic Harmon to approve this resolution for farm/pasture fees. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Questioned by Rose Cordier.

Discussion by Ernie Blacksmith on MOU leases compliance and perfected leases. FYI count and access with BIA personnel.

Motion by Clayton Wright Jr. to approve the memorandum of understanding with the Tribe and the Bureau of Indian Affairs and the amendments as amended. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith regarding Darlene Pearsell and Sandra Meyers, \$20.00 per acre for hay land on Ref. #4828/Fee.

Motion by Clayton Wright Jr. to approve \$20.00 per acre for hay land on Ref. #4828/Fee. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Dominic Harmon.

Discussion by Ernie Blacksmith on Lonnie Two Eagle, \$10.00 per acre for grass land, Ref. #2506/Fee.

Motion by Richard "Smokey" Whipple to approve lease to Lonnie Two Eagle for grass land, Ref. #2506/Fee. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**FTR:** Rose Cordier returned to meeting at 2:55 pm

**Home sites**

Discussion by Franki Kills In Water: Application by Tate Wakan Win Little Elk for Spring Creek community.

Motion by Rose Cordier to approve home site for Tate Wakan Win Little Elk in Spring Creek Community. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water: Application by John & Sandra Guerue and SWA in Antelope Community.

Motion by Clayton Wright Jr. to approve home site for John & Sandra Guerue, adding SWA in Antelope Community. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water: Application by Harold LaPointe in Horse Creek Community.

Motion by Richard "Smokey" Whipple to approve home site for Harold LaPointe in Horse Creek Community. Seconded by Dominic Harmon, Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water: Application by David L. Brandis for Swift Bear Community.

Motion by Dominic Harmon to approve home site for David L. Brandis for Swift Bear Community. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED

Discussion by Franki Kills In Water: Application by Cindy F. Dubray for a home site in Antelope Community.

**Continued Board of Directors Meeting  
June 17, 2010**

Motion by Clayton Wright Jr. to approve home site for Cindy F Dubray for Antelope Community. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water. Application by Theodora Running Bear for a home site in The Dog Community.

Motion by Rose Cordier to approve home site for Theodora Running Bear for He Dog Community. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water: Application by Robert Plenty Horse for a home site in Antelope Community.

Motion by Rose Cordier to approve home site for Robert Plenty Horse for Antelope Community. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water. Application by John D. Sharpfish and SWA for a home site in Rosebud Community.

Motion by Clayton Wright Jr. to approve home site for John D. Sharpfish and add SWA for Rosebud Community. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water. Application by Terry Two Hawk for a home site in Horse Creek Community.

Motion by Rodney Bordeaux to approve home site for Terry Two Hawk for Horse Creek Community. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kill In Water: Application by Dale and Evangeline Guerue for a home site in Rosebud Community. Discussion by John Spotted Tail to have Ernie check on this land site.

Motion by Clayton Wright Jr. to **TABLE** home site for Dale and Evangeline Guerue in Rosebud Community. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water: Application by Veronica Nadeau for a home site in Rosebud Community. Discussed by TLE Board that it is too close to Buffalo Pasture.

Motion by Clayton Wright Jr. to **TABLE** home site for Veronica Nadeau in Rosebud Community. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water: Application by Travis Brave Bird for a home site in Upper Cut Meat Community. Discussion by TLE Board to table due to Pow wow grounds being established. Have Ernie check on it and see if he would go across the road.

Motion to amend by Richard "Smokey" Whipple to **TABLE** home site for Travis Brave Bird for Upper Cut Meat Community. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water: Application by Martin Metcalf for a home site in Two Strike Community.

Motion by Clayton Wright Jr. to approve the home site for Martin Metcalf in Two Strike Community. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

### **Home Site Modifications**

Discussion by Franki Kills In Water: John R. Two Eagle would like SWA added to his home site lease in Two Strike Community.

Motion by Clayton Wright Jr. to add SWA to John R. Two Eagle home site lease in Two Strike Community. Seconded by Rodney Bordeaux. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water: On Chris Thunder Hawk Sr. deceased and beneficiary named is Louie Thunder Hawk in Ring Thunder Community and transferred into Louie's name.

Motion by Rodney Bordeaux to change Chris Thunder Hawk Sr. deceased and transfer beneficiary to Louie Thunder Hawk in Ring Thunder Community. Seconded by Clayton Wright Jr. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water: on Roy Stone to remove SWA from his home site lease #50936 in Parmelee Community.

Motion by Rodney Bordeaux to approve to remove SWA from his home site lease #50936 in Parmelee Community. Seconded by Clayton Wright Jr. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

### **Interim Director**

Discussion by Robert Wood: Regarding BBC Entertainment Inc. on Notice of Appearance. FYI

Discussion by Robert Wood on Bear Butte Lodge monthly reports. FYI

Discussion by Robert Wood on Mule Head Appraisal.

### **CFO**

Discussion by Robert Wood on draw down. Already taken care of.

Discussion by Robert Wood on Financial update for May "2010"

Motion by Clayton Wright Jr. to approve the Financial update for May "2010". Seconded by Rodney Bordeaux. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Robert Wood on appraisal for Whipple assignment. FYI

Discussion by Robert Wood my May "2010" billing for attorneys Ron Hutchinson and Steven Sandven.



**Continued Board of Directors Meeting  
June 17, 2010**

Motion by Clayton Wright Jr. to approve to pay Ron Hutchinson bill in the amount of \$603.75 for the month of May "2010". Seconded by Rose Cordier. Vote 5 in favor 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Rodney Bordeaux to approve to pay Steven Sandven bill in the amount of \$2,213.39 for the month of May "2010". Seconded by Richard "Smokey" Whipple. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Robert Wood on Winner Major, status of lots. Discussion by TLE Board to have Leroy Greaves research on it.

**OTHER**

Discussion by Robert Wood on sale of pivots with Weber.

Motion by Rodney Bordeaux to authorize Mr. Rick Weber to pre negotiate sixty five point four (65.4) acres with \$450.00 per acre. Seconded by Clayton Wright Jr. Vote 5 in favor 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Clayton Wright Jr. to bid on 100,000.00 acres including house and other structures. Seconded by Rodney Bordeaux. Vote 4 in favor 1 opposed, 1 not voting. MOTION CARRIED.

Discussion by Richard "Smokey" Whipple, Dominic Harmon, Clayton Wright Jr. and Rodney Bordeaux.

**Acquisition Department**

Discussion by TLE Board on Iron shell Flats. Joe Waln proposed fifteen (\$15.00) dollars for one hundred (100) acres for haying.

Motion by Dominic Harmon to meet with Native grass collation and turn it back to Grass land. Seconded by Clayton Wright Jr. vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Clayton Wright Jr. to approve all Acquisitions but not tract #RS 748, Darrell Standing Elk due to 18 % is ILCA mineral rights. Seconded by Dominic Harmon. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Clayton Wright Jr. to TABLE until July, 2010 meeting on Darrell Standing Elk and research mineral rights. Seconded by Dominic Harmon. Vote 4 in favor 0 opposed, 2 not voting. MOTION CARRIED.

Motion by Rodney Bordeaux to redo Petition Re evaluation on Leighton for one hundred and sixty (160.00) acres at \$380.00 an acre. Seconded by Clayton Wright Jr. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Clayton Wright Jr. to allow Bureau of Indian Affairs to put 199 cattle/calves and 8 bulls for usage of three (3) tracts, at \$3,374.74 for three (3) weeks. Seconded by

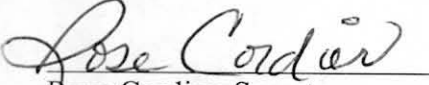
**Continued Board of Directors Meeting  
June 17, 2010**

Richard "Smokey" Whipple. Vote 4 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

Meeting adjourned at 4:53 pm

Motion by Clayton Wright Jr. to adjourn at 4:53. Seconded by Dominic Harmon. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

~~John Spotted Tail~~  
John Spotted Tail,  
Vice-Chairman  
Tribal Land Enterprise  
Board of Directors

  
Rose Cordier, Secretary  
Tribal Land Enterprise  
Board of Directors

Date of Approval: 031014