

TRIBAL LAND ENTERPRISE

A sub-chartered Corporation of the
Rosebud Sioux Tribe

Incorporated under Act of June 18, 1943 (49 stat 984)
Telephone (605) 747-2371 or (605) 747-2372

Tribal Land Enterprise Continued Board of Directors Meeting April 18, 2011

The Tribal Land Enterprise Continued Board of Directors Meeting was called to order by Chairperson Amos Prue on April 18, 2011, at 10:24 am in the conference room of the Tribal Land Enterprise building in Rosebud, South Dakota.

Board Members Present:

Amos Prue
Clayton Wright Jr.
Rose Cordier
Rodney Bordeaux
Joe Ford

TLE Staff Present:

Patty Jones-Acting Dir.
Phyllis Y.E.-Cadue-Bd Secretary
Steph Blacksmith, Fee to Trust
Ernie Blacksmith, Leasing
Franki Kills In Water, L. Clerk
Michelle Kramer, Acquisitions
Darlene Crow Eagle, Certificates

Others Present:

Troy Swee
David Englund
Jody Waln
Tammy Young

Roll Call: 5 present

Board Member(s) Late: 0

Board Member(s) Absent: 2, Dominic Harmon and Richard "Smokey" Whipple

Called to Order: by Amos Prue

Invocation by: Clayton Wright Jr.

FTR: RST In-House Attorney enters meeting at 10:40 am

Discussion by Amos Prue. On Farmers Nationals contract

FTR: Mr. Troy Swee from Farmers National and Mr. David Englund, Western Area Vice-President of Farmer's National entered meeting at 10:47 am. Discussed Mr. Barry Wolfe's lease contract and had passed out a binder on copy of contract, cropping plan estimated cost of owners share of expenses for 2011 and farm transaction details

FTR: Patty Jones, Acting Executive Director enters the meeting at 11:00 am.

Discussion by Troy Swee. All the issues on fixing house, corral, and water wells needed, fixing water works, fences and roads. We've done our job and maintained what is needed. Barry Wolfe needs to fix or repair on his part.

Comment by David Englund on farm.

Discussion by Troy Swee on binder and what they have in money to upgrade farm and water wells. Discussion on lease non-payment with Barry Wolfe which was due March 31, 2011. Will have to check with his banker or will take him to Court at Farmers National expense. Will not interfere with TLE in their payments.

Question by Amos Prue. Projected expenses on tab #3 and the three (3) wells need to be dug. Need to initiate advertising for the wells.

Discussion by Rose Cordier. Have Mr. Sandven work with Mary Scott and Sonny Farmer come back to the May 10, 2011, Regular Board Meeting on report requested from the TLE Board on Mustang Meadows.

Discussion by Amos Prue. Information we had requested is mostly in the binder and this point Farmers National go over the binder with the Board.

Motion made by Joe Ford to commence to advertise Mustang Meadows upon completion of the Farmers National brochure. Seconded by Clayton Wright Jr. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

Discussion by Clayton Wright Jr. to proceed with the leasing of Mustang Meadows.

Discussion by Troy Swee. On Iron Shell Flats and contract. 500 acres more or less (long term CRP Program is \$33.00 or \$34.00 an acre in Todd County). Not getting anything off it currently. Need to do long term cropped for one or two years.

Question by Rodney Bordeaux. Did Joe Waln put a bid in for Iron Shell Flats?

Discussion by Ernie Blacksmith. Yes Joe Waln submitted a plan and I have it on my agenda.

Discussion by Troy Swee. We better all wait on this and I have to contact the colony because they were going to start working on Iron Shell Flats.

Comment by Rodney Bordeaux on Iron Shell Flats.

Question by Amos Prue. Was Iron Shell Flats previously advertised?

Discussion by Ernie Blacksmith. Yes it was. Jeff was the only one who put in for it for three (3) years and he never completed anything.

Comment by Amos Prue.

Comment by Ernie Blacksmith.

NOTED by Rodney Bordeaux. I oppose the lease to the Hutterian getting in because we have a Tribal member that may want to bid on it and we should bid those out and that wasn't bid out so I want it noted in the minutes to reflect that.

Question by Troy Swee. I had given this binder to Mr. Sandven and I wanted to know if it was ok?

Comment by Amos Prue.

Discussion and question by Eric Antoine. Contract with Farmer's National update and corrections. Under operating codes, the TLE Board would like to incorporate some similar provisions in this other agreement in the management services contract. Do you have a Tribal Business license? Does your company have one? There's a provision in there on Dispute Resolutions that you agree to Tribal Court and you must have a Tribal Business license.

Motion made by Rodney Bordeaux to add Sovereign Immunity to addendum to present contract. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting.
MOTION CARRIED.

Lunch Break at 12:05 pm
Reconvene from lunch 1:00 pm

STAFF REPORTS

Fee to Trust

Discussion by Steph Blacksmith on O'kreek Lots and John Calhoon had e-mailed and identify four (4) lots and how to access those four lots.

Motion made by Clayton Wright Jr. to accept John Calhoon recommendation to access from Lot D going north from Highway 18 and identify four (4) lots and to access those four (4) lots. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

FTR: Cleve Her Many Horses enters the meeting at 1:07 pm.

Discussion by Steph Blacksmith on Texaco Lots. TLE Board requested Syd and Kevin Boyd from Water Resources and Mark Herman from Bureau of Indian Affairs to come to Board Meeting. Red Hawk's have a twenty five year lease. Have Patty write a letter to see what they are going to do with the building.

Motion made by Rodney Bordeaux to contact lessees and make a decision on building. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Steph Blacksmith on Johnson property. Appraisal value is \$175,871.00 for 320.02 acres.

Motion made by Clayton Wright Jr. for Johnson property to make an offer at appraised value. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Steph Blacksmith on Van Epps property. Appraised value is \$183,198.00 for 320.00 acres.

Motion made by Clayton Wright Jr. for Van Epps (First Fidelity Bank) to make an offer at the appraised value. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by TLE Board on Tipton sale and four (4) Fee to Trust Resolutions with Land & Natural Chairman Russell Eagle Bear.

Leasing Department

1. Discussion by Ernie Blacksmith on Lester Brewer for Range Unit 15 at \$25.50 per head for five and a half months. it closed April 15, 2011.

Motion made by Clayton Wright Jr. to amend and reconsider under condition to include purchase material by TLE and he provide putting up the fence and to accept highest bid for five and a half months. Seconded by Rodney Bordeaux. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

2. Discussion by Ernie Blacksmith on William and Craig Lafferty requesting an extension on the following leases until May.

Motion made by Rodney Bordeaux that William & Craig Lafferty require a bond and to pay 2011 lease rental on Ref. #54/T1151: Lots 1, 2, E2NW4 of Sec. 18, T38N, R32W, Ref. #1049/RS-2438: lots 3, 5, NE4SW4SW4, E25W4 of Sec. 7, T38N, R32W, Ref. #2799/T1637A: NE4 of Sec. 18, T38N, R32W, Ref. #2917/T2229B: E25E4 of Sec. 7 T38N, R32W, Ref. # 3901/RS-4675, Lots 1,2, E2NW4 of Sec. 7, T38N, R32W by April 22, 2011. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

3. Discussion by Ernie Blacksmith on lease transfer from Everett Crow Good Voice to Craig Lafferty.

Motion made by Joe Ford to TABLE Everett Crow Good Voice request for lease Transfer to Craig Lafferty. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

4. Discussion by Ernie Blacksmith on Wayne Frederick requesting to add his name to Tom Frederick's leases.

Motion made by Rodney Bordeaux to TABLE until we receive a letter from Tom Frederick. Seconded by Clayton Wright, Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

5. Discussion by Ernie Blacksmith on Bond Waiver request from William Huber on 100% TLE tracts.

Motion made by Joe Ford to Waive Bond for Mr. William Huber on 100% TLE tracts. Seconded by Clayton Wright, Jr. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

6. Discussion by Ernie Blacksmith to transfer Certificates on Resolution 2010-126 on Veterans Cemetery.

Motion made by Clayton Wright Jr. to transfer Certificates for the Veterans Cemetery on Resolution 2010-126. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

7. Discussion by Ernie Blacksmith on Mustang Meadows allotted acres. Board Needs information on number of tract owners list by Bureau of Indian Affairs.

NOTED by Rodney Bordeaux to pay for fair value market on what we get from the land.

8. Discussion by Ernie Blacksmith on Ring Neck Ranch and requires ten (10) miles of fencing.

Motion made by Clayton Wright Jr to buy material from Running's bid of \$2,889.52 per mile in Winner, S.D. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Rodney Bordeaux to advertise tor two (2) weeks and closing on May 09, 2011 for fencing ten (10) miles at Rink Neck Ranch. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed

9. Already discussed Iron Shell Flats by TLE Board.

10. Discussion by Ernie Blacksmith on Keith Whipple's extension through 2016 expires in 2014.

Motion made by Rodney Bordeaux to grant a two (2) year extension for Keith Whipple on Ref. #675/RS-5066: SW4 of Sec. 5, T35N, R31W until 2016. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

11. Discussion by Ernie Blacksmith on Lureen Gran for \$10.00 per acre for grass land.

Motion made by Rodney Bordeaux to approve this tract Ref. #4808/FEE: NE4 of Sec. 7, T40N, R25W, to Lureen Gran as proposed. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

12. Discussion by Ernie Blacksmith on Randy Tuttle at \$18.50 per acre for hay land below minimum.

Motion made by Rodney Bordeaux to reconsider and advertize with bond. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

13. Discussion by Ernie Blacksmith on Schneider Brothers Ranch at \$11.00 per acre for grass land.

Motion made by Rodney Bordeaux to advertise Ref. #4849/RS-3060A, S25E4, S2N2SE4, NE4NE4SE4, SE4NW4, NE4SE4, S2NE4NW4NE4SE4 of Sec. 22, T39N, R29W and Ref. #4851/RS-5241, SW4 of Sec. 22, T39N, R29W. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

DEVIATE from the Agenda. Comment by Jody Waln to reconsider leasing Iron Shell Flats to Joe Waln.

5 minute break, 3:00 pm.

Reconvene at 3:17 pm,

14. Discussion by Ernie Blacksmith on Scott Dowling at \$33.00 per acre for farm land and \$15.00 per acre for grass land.
Motion made by Rodney Bordeaux to awarded Ref. # 595/RS-2538: lots 1, 2, N25W4, SW4SW4 of Sec. 26, T45N, R31W and Ref. #3032/2198: W2 of Sec. 21, T44N, R31W to Scott Dowling for five (5) years. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
15. Discussion by Ernie Blacksmith on Webster Two Hawk on \$10.00 per acre for grass land.
Motion made by Joe Ford to approve Webster Two Hawk request to add tract to range unit 196. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
16. Discussion by Ernie Blacksmith on Skyla Two Eagle at \$10.00 an acre for grass land.
Motion made by Clayton Wright Jr. to advertise Ref. #2498/RS-6156: NE4 of Sec. 19, R31W. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
17. Discussion by Ernie Blacksmith on Carole Orr Bordeaux at \$10.00 per acre for grass land and \$20.00 for farm land.
Motion made by Rose Cordier to approve Carole Orr-Bordeaux on Ref. #407/RS-1249A: SE4 of Sec. 4, T42N, R31W. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
18. Discussion by Ernie Blacksmith for Lonnie Two Eagle, Sr. at \$10.00 per acre for grazing.
Motion made by Clayton Wright, Jr. to advertise Ref. #3998-01T1854, 5: E2S2SE4 Sec. 5, T40N, R29W. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
19. Discussion by Ernie Blacksmith on Melvin Huggins at \$10.00 per acre for grass land.
Motion made by Clayton Wright Jr. to advertise on Ref. #1098 (T6903 A). Ref. #1571 (T5455), Ref. #4852 (T5454), Ref. 4853 (T5460), Ref. 4866 (FEE) and Ref. #4870 (T5459). Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
20. Discussion by Ernie Blacksmith on Loyd Simpson for different Proposals.
Motion made by Rose Cordier to Advertise Ref. #3416/RS-3476: SE4 of Sec. 34, T37N, R28W and Ref. #3417/RS-3567: NE4 of Sec. T37N, R28W.

Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting.
MOTION CARRIED.

Discussion by Ernie Blacksmith on Iron Shell Flats.

Motion made by Rose Cordier to Reconsider Iron Shell Flats and advertises. Seconded by Rodney Bordeaux. Vote 2 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith on Miles Ulmer leasing Dog Soldier

Motion made by Rodney Bordeaux to cancel the leases at Dog Soldier and advertise. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Clayton Wright Jr. to seek payment on Dog Soldier. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Home & Business Site Applications.

1. Discussion by Franki Kills In Water on Gilbert Dillon Jr. cancel of home site Lease #61712 and for a new home site lease located in Antelope Community, SW4SE4SW4SW4 Section 27, T.38N, R. 28W., 6th P.M., Todd County, South.

Motion made by Clayton Wright Jr. to approve on Gilbert Dillon Jr. cancel of home site Lease #61712 and for a new home site lease located in Antelope Community, SW4SE4SW4SW4 Section 27, T.38N, R. 28W., 6th P.M., Todd County, South Dakota. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

2. Discussion by Franki Kills In Water on Bernard J. Iron Shell in Soldier Creek Community for a home site on E2SW4SW4SW4SE4, W2SE4SW4SW4SE4 of Section 32, T.39N. R.30W. 6th P.M. Todd County, South Dakota.

Motion made by Rodney Bordeaux to deny to Bernard J. Iron Shell in Soldier Creek for a home site on E2SW4SW4SW4SE4, W2SE4SW4SW4SE4 of Section 32, T.39N., R.30W., 6th P.M. Todd County, South Dakota due to half (1/2) mile off road and to pick another site. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Modifications

3. Discussion by Franki Kills In Water on Leroy Swalley on Lease 50931 and would like to remove SWA from lease since he's paid for his unit and add his name to the contract.

Motion made Clayton Wright Jr. to approve to remove SWA from lease on Leroy Swalley on Lease 550931 since Leroy Swalley paid for his unit and

to add his name to the lease contract. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

4. Discussion by Franki Kills In Water on Julie Willcuts on Lease 56438 and would like SWA removed from her lease since she has paid for her unit in full and add her name to the lease contract.

Motion made by Rodney Bordeaux to approve Julie Willcuts on Lease 56438 and would like SWA removed from her lease since she has paid for her unit in full and add her name to the lease contract. Seconded by Clayton Wright Jr. vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Home Site Cancellations

5. Discussion by Franki Kills In Water on Amanda R. Bordeaux, Lease #60106 and is requesting to cancel her home site lease.

Motion made by Clayton Wright Jr. to approve cancellation on Amanda R. Bordeaux on Lease #60106. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

6. Discussion by Franki Kills In Water on Sharon Wright, Lease #56047 and is requesting to cancel her home site lease.

Motion made by Rose Cordier to approve cancellation on Sharon Wright's Lease #56047 and reapply. Seconded by Rodney Bordeaux. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

Discussion by Ned Metcalf on exchanging land for son Martin Metcalf.

Comment by Amos Prue.

Comment by Joe Ford.

Motion made by Clayton Wright Jr for the approval of submitting a lease proposal by Martin Metcalf. Ronald Sharkey be evaluated for completion of his leasing contract and brought back for reconsideration for Ronald Sharkey and Martin Metcalf. Seconded by Rodney Bordeaux. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

Acquisitions

Discussion by Michelle Kramer on Acquisitions for April, 2011.

Motion made by Rodney Bordeaux to approve acquisitions for April, 2011. Seconded by Joe Ford, Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Assignment Department

Discussion by Patty Jones on William Craig Lafferty for application form TLE assignment on T-2229/Ref. #4551 on the portion of land located north of road 407 in the W1/2SE1/4 of Section 7, Township 38 North, Range 32 West.

Motion made by Rodney Bordeaux for a long form appraisal on William Craig Lafferty application for TLE assignment T-2229/Ref. #4551 on the portion of land located North of road 407 in the W1/2SE1/4 of Section 7, Township 38 North, Range 32 West. Seconded by Clayton Wright Jr.
Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Patty Jones on Steve DeNoyer, Jr. for an application for T-281-C/Ref. 4590 on a Tract of land as Parcel A of Section 10, Township 39 North, Range 26 West. 10.66 acres.

Motion made by Clayton Wright Jr. to reconsider Motion on approval of recommendation by Patty Jones due to not meeting criteria and amends the vote due to conflicting interest on Assignment T-281-C/Ref. 4590 on a Tract of land described as Parcel A (NEY4NEY4, SEY4NEY9) of Section 10, Township 39 North, Range 26 West. 10.66 acres. Seconded by Rodney Bordeaux. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

Certificate Department

Discussion by Darlene Crow Eagle on Aloysius Red Bird requesting to sell an additional certificates of four (400) hundred more for the month of April, 2011.

Motion made by Clayton Wight Jr. to deny Aloysius Red Bird request to sell an additional four (400) hundred certificates based on his previous contract. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Darlene Crow Eagle on monthly reports from October 2010 through March 2011.

Motion made by Rose Cordier to approve the Certificate Department, Darlene Crow Eagle's monthly report dated from October, 2010 through March, 2011. Seconded by Joe Ford. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

Discussion by Amos Prue on response on Cobell to appropriate office.

Motion made by Clayton Wright Jr. to submit a letter by our attorney Steven Sandven on Cobell settlement by April 20, 2011. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Clayton Wright Jr. to reconsider and adopt TLE Resolution No. 2011-011. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

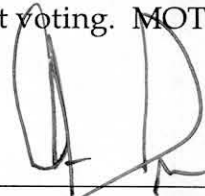
Motion made by Clayton Wright Jr. to accept and add to our submittal to United States Government to add to the Cobell case. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by TLE Board on letter from Solid Waste requesting any amount of money for cleans up assistance. Save gas receipts.

Motion made by Clayton Wright Jr. to Solid Waste for clean up assistance in the amount of Two thousand five hundred \$2,500.00 dollars for gas. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Adjourn at 5:25 pm

Motion made by Clayton Wright Jr. to adjourn. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.



Amos Prue, Chairman
Tribal Land Enterprise
Board of Directors



Rose Cordier, Secretary
Tribal Land Enterprise
Board of Directors

Date of Approval: 031014

Tribal Land Enterprise

A Sub-ordinate Organization of the
Rosebud Sioux Tribe

Incorporated Under Act of June 18, 1934, (48 Stat 984)

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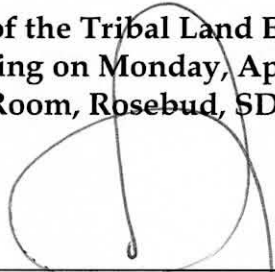
DATE: April 13, 2011

TO: Board of Directors
Richard "Smokey" Whipple, Vice-Chairman
Rose Cordier, Secretary, At-large Member
Dominic Harmon, Treasurer
Rodney M. Bordeaux, Board Member
Clayton Wright Jr., Board Member
Joe Ford, Board Member

FROM: Amos Prue
TLE Board Chairman

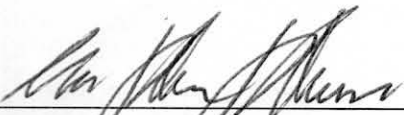
RE: Continued TLE Board of Directors Meeting

Pursuant to Section (14) of the By-laws of the Tribal Land Enterprise, there will be a Continued TLE Board of Directors meeting on Monday, April 18 2011 at 10:00 am in the Tribal Land Enterprise Conference Room, Rosebud, SD.



Amos Prue, Chairman
Board of Directors
Tribal Land Enterprise

Concur:



Superintendent-Bureau of Indian Affairs
Rosebud Agency
Rosebud SD 57570