

FEB 07 2011

Contract No.: 0000521015
Range Unit: 000052
Agency: Standing Rock
Reservation: Standing Rock
Tribe: Standing Rock

DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS
GRAZING PERMIT

OMB # 1076-0157
OMB # Expires 7/31/2013

By authority of law and under regulations (25 CFR 166) prescribed by the Secretary of the Interior, Maurice Wilder
2536 Country side Blvd, Clearwater, FL 33763 (Name of permittee)
(Post office address), is hereby granted permission to graze livestock on the Trust Indian
and Government-owned lands within Range Unit 52 of the Standing Rock Indian Reservation,
as described on the attached land schedule, for a period beginning 11 / 01 / 2010, and terminating not later than 10 / 31 / 2015
(Date) (Date)

CLASS OF LIVESTOCK	NUMBER OF HEAD	ANIMAL UNIT MONTHS	GRAZING SEASON	
			From --	To --
CATTLE	18		YEARLONG	

The Grazing Rental for this permit is \$ 3,081.70 plus an Administrative fee of \$ 92.45, for a total payment of \$ 3,174.15 due annually on November 1. The Grazing Rental is subject to annual review and adjustment under 25 CFR 166.408. The administrative fee is payable annually under 25 CFR 166.500 et seq.

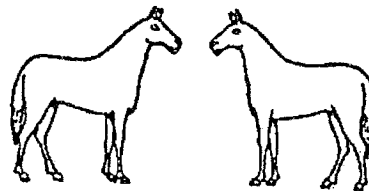
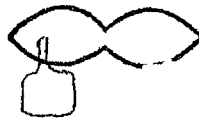
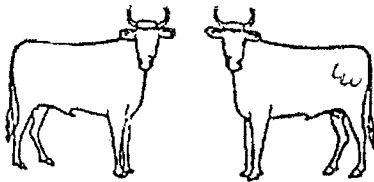
Animal Identification, Only livestock bearing the brands and marks herein shown shall be grazed under authority of this permit unless authorized by the Superintendent of the Agency in writing with a pasturing authorization:

CATTLE BRANDS

EAR MARK
L R

HORSE BRANDS

SHEEP EAR MARK
L R
WOOL MARK



Issued at the above Agency this 10 day of January 2011 by Earl Bell
Month/Year (Superintendent)

Attached to and made part of this permit are the Land Schedule, Range Control Stipulations and Conservation Plan. RWD DPA

I accept this permit and attachments. Maurice Wilder
(Permittee)

(SEE-PAGE 2 FOR ADDITIONAL TERMS AND CONDITIONS)

RECEIVED
JAN 06 2011
BIA, Rocky Ft. Yates

**GRAZING PERMIT
ADDITIONAL TERMS AND CONDITIONS**

Payment of Rental - In consideration of the privileges granted by this permit the permittee agrees to pay the grazing rental and all other applicable taxes and fees due annually according to 25 CFR 166.409-418, 166.500-504, and the provisions of this permit.

Bond and Insurance Requirement - An acceptable bond guaranteeing full performance of this permit may be required pursuant to 25 CFR 166.600-608.

Rental Adjustment - Grazing rental may be adjusted annually pursuant to 25 CFR 166.408.

Termination and Modification - It is understood and agreed that this permit may be modified or terminated in whole or in part pursuant to 25 CFR 166.227-231.

Trust Lands Not Covered By Permit - It is understood and agreed by the permittee that he is authorized to graze livestock on the lands covered by the permit as listed on the attached land schedule and is responsible to prevent his livestock from grazing on lands not covered by this permit. Failure to comply with this requirement may be cause for termination of the permit.

Assignment or Subletting - This permit will not be assigned or sublet without written consent of the Agency Superintendent pursuant to 25 CFR 166.229-231.

Interpretation of Permit Provisions - The Superintendent will make decisions relative to the interpretation of the terms of this permit and the Range Control Stipulations which are attached hereto. The terms of this permit cannot be varied in any detail as herein provided without the written approval of the parties thereto and the surety.

Right-of-Way - It is understood and agreed that authority is reserved to the Superintendent to grant access to and across any of the lands covered by this permit as deemed in the interest of the Indian landowner, including the privilege of prospecting for oil, gas, and other minerals.

Entry on Premises - BIA approving official or his/her representative may enter upon the premises covered by this permit at such reasonable times as may be desired for inspection or enforcement.

Indemnity - The permittee agrees to indemnify the United States and the Indian landowners against all liabilities or costs relating to the use, handling, treatment, removal, storage, transportation, or disposal of hazardous materials, or the release or discharge of any hazardous materials from the permitted premises that occur during the contract term, regardless of fault.

Filing of Permits - The Agency office contains public records of the United States pertaining to Trust Indian allotments. A copy of this permit will be filed in the Agency office and shall be available for public inspection during normal business hours. A copy of this permit shall be recorded in the Land Titles and Records office which has jurisdiction. The permittee may file or record a copy of this permit, at his own expense, in the proper county office.

Applicable Federal, State and Tribal Laws - The permittee must comply with all applicable Federal and State laws, rules, regulations, and other legal requirements. The permittee must also comply with all applicable Tribal laws, ordinances, resolutions and policies.

Distribution of Trespass Proceeds - Any funds collected by the BIA for trespass penalties or damages to trust lands will be distributed pursuant to 25 CFR 166.818:

Permittee Obligation - While the lands covered by the permit are in trust or restricted status, all of the permittee's obligations under the permit and the obligation of his sureties are to the United States as well as to the owner of the land. The permittee is prohibited from creating a nuisance, any illegal activity, and negligent use or waste of resources.

Authorized Uses - The permit authorizes the grazing of livestock only and the permittee shall not utilize the permitted area for hay cutting, hunting, post or timber cutting, or any other use without written authorization from the responsible Indian or Federal authority.

SPECIAL PERMIT REQUIREMENTS AND PROVISIONS

SEE ATTACHED ADDENDUM

Paperwork Reduction Act Statement: This form is covered by the Paperwork Reduction Act. It is used to establish the respective rights and responsibilities of the respondent and the Federal government. The information is provided by respondents to obtain or retain a benefit. In compliance with the Paperwork Reduction Act of 1995, as amended, the collection has been reviewed by the Office of Management and Budget and assigned a number and an expiration date. The number and expiration date are at the top right corner of the form. An agency may not sponsor or conduct, and a person is not required to respond to, a request for information collection unless it displays a currently valid OMB Control Number. The public reporting burden is estimated to average 20 minutes *per respondent*. This includes the time needed to understand the requirements, gather the information, complete the form, and submit it to the Department. Comments regarding the burden or other aspects of the form may be directed to the Indian Affairs Information Collection Clearance Officer, Office of Regulatory Affairs - Indian Affairs, 1849 C Street, NW, MS-4141, Washington, DC 20240.

Standing Rock Grazing Permit Addendum

1. NONPAYMENT OF RENTAL BY DUE DATE

The signature of the permittee on this grazing permit is the permittee's acknowledgement and acceptance of the conditions identified in this provision. To protect the interests of the Indian beneficiaries, nonpayment of the grazing rental by the due date will result in the cancellation of the grazing permit. The cancellation is effective immediately and is not an appealable administrative decision, as described in 25 CFR Part 2. The permittee agrees by failing to pay the grazing rentals identified in this permit, by the due date, he/she acknowledges and accepts that he/she does not have the right to appeal cancellation for payment.

Initials MSJ

2. VIOLATION OF PERMIT

It is understood and agreed violations of this permit shall be acted upon in accordance with the regulations of the Secretary as stated in 25 CFR 166.

3. COMPLIANCE WITH LEGAL REQUIREMENTS

The permittee must comply with all applicable laws, rules, regulations, and other legal requirements. The permittee must also comply with all Tribal laws, ordinances and leasing policies, when applicable.

4. CONSERVATION PRACTICES

It is agreed and understood that grazing operations will be conducted in accordance with recognized principles of sustained yield management; sound conservation practice goals as expressed in tribal laws, Agricultural Resource Management Plan, the conservations plan and stipulations attached. Permits shall have grazing capacity, class of livestock and season of use stipulated in the conservation plan. In addition conservation practices will meet the guidelines set forth in the following agreements:

- a) National Memorandum of Understanding (MOU) between the BIA, Natural Resource Conservation Service (NRCS), and Farm Service Administration (FSA)
- b) North & South Dakota State Addendum to the National MOU, and
- c) The Draft Standard Operating Procedures with the NRCS.

5. ADDITIONAL FEES

In addition to any rental payment, a 3% administrative

I hereby have reviewed and shall agree to above permit stipulations noted above

(execution) fee will be assessed annually. For delinquent rental payments, the permittee will pay a \$50.00 administrative fee for dishonored checks, a \$15.00 administrative fee for BIA processing a notice and any demand letters. If the delinquent debt is referred to US Treasury for collection, additional assessments may be accrued. Any debt to the BIA or US Treasury will affect your ability to obtain permits and leases until the debt is extinguished.

6. UNDIVIDED FEE INTEREST

Unless otherwise indicated, this is a permit of the trust interests in the property described and is not a permit of any undivided fee interests. All rental paid by the permittee will be distributed to the trust landowners only. The permittee will be responsible for accounting to the owners of any fee interests that may exist in the property being permitted.

7. DEATH OF PERMITTEE

In the event of the death of a permittee the grazing permit will remain in the decedent's name until the estate is settled or until the end of permit period whichever occurs first. While in estate status, the permit will be managed by the executor of the estate or his/her appointed representative. Once the estate is settled the individual receiving the grazing permit must meet the same tribal eligibility requirement as the original permittee for an allocated grazing permit.

8. DAMAGE AND/OR PENALTY FEES DISTRIBUTION

Any funds collected by the Secretary for Resource damages to trust lands will be distributed in the following order:

- a) Cost of mitigation and rehabilitation of the damaged trust Indian resources;
- b) Documented losses to the permittee.
- c) Investigative costs of the trespass action; and,
- d) Any remaining funds will be distributed to the trust beneficiaries.

William Wilder

Permittee

12/22/10
Date

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IAN 06 2011

BIA, Realty, Ft. Yates

**UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS
RANGE CONTROL STIPULATIONS**

OMB No. 1076-0157
Expires: 02/28/2010

1. APPLICABILITY OF STIPULATIONS

The following range control stipulations are hereby prescribed for use in all grazing permits except as special provisions shall be made by the Assistant Secretary of Indian Affairs.

2. DEFICIT LIVESTOCK SPECIFIED BY PERMIT

Unless the number of livestock specified in the permit is reduced by the Assistant Secretary of Indian Affairs, the permittee will not be allowed credit or rebate in case the full number authorized is not grazed on the range unit.

3. EXCESS LIVESTOCK SPECIFIED BY PERMIT

If the number of livestock authorized is exceeded, the permittee shall be liable to pay as liquidated damages, the value of grazing plus a sum equal to 50 percent thereof for excess livestock for the full grazing season as provided in the permit. The excess livestock shall be promptly removed from the unit.

4. QUARANTINE REGULATIONS

All stock covered by a grazing permit are subject to the quarantine laws and regulations now in force or hereafter to be promulgated by the United States, the State in which the reservation is situated, and by the tribal governing body.

5. ENTERING THE RANGE

The earliest date upon which stock will be permitted to enter the range will be the date shown in the permit. Notice must be given to the Superintendent prior to entering the reservation. On reservations where permanent driveways have been established all livestock will be required to enter or leave the reservation on the particular driveway designated by the Superintendent. Except where livestock are transported over or trailed over established rights-of-way, the route to be followed will be designated by the Superintendent.

6. BRANDING OF STOCK

All livestock authorized to graze upon or trail over restricted Indian land must be marked with a brand or mark issued and recorded by an appropriate state agency and filed with the Superintendent.

7. AFFIDAVIT OF PERMITTEE

The permittee may be required by the Superintendent to execute an affidavit showing the number of livestock by class and kind grazed under the permit.

8. COUNTING OF LIVESTOCK

All livestock authorized to graze upon or trail over restricted

Indian land must be counted by the Superintendent or his representative. Arrangements should be made for counting all livestock before it enters the reservation. Permittees are required to notify the Superintendent a sufficient length of time in advance to permit him to have a representative present when stock are counted on or off the reservation. The right is reserved by the Bureau of Indian Affairs to have a representative present at each roundup to check the number of stock, and in the event that the permittee shall fail or refuse to round up his stock at the proper times and in a satisfactory manner for the purpose of allowing a count of the stock the Superintendent shall have the right to round up and count said stock at the expense of the permittee.

9. CONDUCT IN CASE OF FIRE

Whenever a permittee discovers an unauthorized and uncontrolled fire burning, he should put it out if he can. If it cannot be put out or placed under temporary control, it should be reported to the nearest forest or range officer as soon as possible. In case of fire, all permittees shall place themselves, their employees, and their fire suppression equipment at the service of the forest or range officer in charge for such work in connection with the fire as the officer may request. The unauthorized setting of a fire or carelessness in connection with an authorized fire may result in criminal prosecution.

10. MOVEMENT OF LIVESTOCK

The Superintendent reserves the right to direct the movement of livestock whenever he deems it necessary for the proper protection and utilization of the range. The following acts are prohibited:

(a) The grazing upon or driving across any restricted Indian lands of any livestock without an approved grazing or crossing permit, except such Indian livestock may be exempted from permit.

(b) Allowing livestock not exempt from permit to drift and graze on restricted Indian lands without an approved permit.

(c) The grazing of livestock upon restricted Indian lands within an area closed to grazing for that class of livestock.

(d) The grazing of livestock by a permittee upon an area of restricted Indian lands withdrawn from use for grazing purposes to protect it from damage by reason of the improper handling of the livestock, after the receipt of notice from the Superintendent of such withdrawal, or refusal to remove round up his stock at proper times and in a satisfactory manner for the purpose of allowing a count of the stock, the livestock upon instructions from the Superintendent when an injury is being done to the Indian lands by reason of improper handling of livestock.

11. DAMAGE TO INDIAN LAND AND PROPERTY

The permittee will be liable and will be required to repair or make reimbursement for any damage that may be done to the premises, livestock, or property of Indians through the acts of the permittee, his employees or livestock.

12. DISPOSITION OF CARCASSES

The permittee will promptly bury or burn the carcasses of all animals which die upon lands covered by his grazing permit.

13. SALTING OF STOCK

When required by the Superintendent, all livestock grazed under permit must be salted regularly at such places and in such manner as may be designated.

14. PROTECTION OF FISH AND WILDLIFE

The permittee must comply with the Federal State, and Tribal fish, game, and wildlife protection laws and regulations which apply to the reservation.

15. RANGE IMPROVEMENTS

It is the policy of the Bureau to encourage the construction of improvements necessary for the proper management of livestock and the utilization of the range. However, the cost of such improvements will be borne by the permittee unless otherwise provided for in the permit. The permittee shall perform reasonable maintenance of all range improvements on the unit in a manner acceptable to the Superintendent or his duly authorized representative. Improvements for proper management of livestock and range, constructed on lands covered by permit, shall be considered affixed to the land unless specifically excepted there from by the terms of the permit and may not be removed without the consent of the Superintendent.

16. CONDITION OF CAMPS

Facilities used for livestock management camps must be kept in a clean and sanitary condition. All rubbish, tin cans, and etc., must be properly removed during occupancy and upon leaving.

17. INTERPRETATION OF STIPULATIONS

The final interpretation of these stipulations shall rest with the Secretary of the Interior.

I hereby have reviewed and shall agree to above range control stipulations noted above

M. Ann Miller
Permittee

12/21/10
Date

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JAN 06 2011

BIA, Realty, Ft. Yates

GRAZING RESOLUTION CERTIFICATION

I, Maurice Wilder
(Name of Applicant) CERTIFY THAT I HAVE READ THE
STANDING ROCK SIOUX TRIBE, POLICIES AND PROCEDURES, RANGE
UNIT GRAZING PRIVILEGES, RESOLUTION NUMBER 433-10. I HEREBY
CERTIFY THAT I UNDERSTAND AND AGREE TO THE PROVISIONS OF
THE GRAZING RESOLUTION.

Maurice Wilder
(Name)

12/22/10
(Date)

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JAN 06 2011

USA, Forest, Ft. Yates

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS

OMB No. 1076-0157
Expires: 02/28/2010

CERTIFICATE AND APPLICATION FOR ON-AND-OFF GRAZING PERMIT

I (or WE), Permittee of Range Unit No. 52 on the Standing Rock reservation for the period beginning Nov 1 2010, and ending 10/31/2015 DO HEREBY CERTIFY that the
(Date) (Date)

following described lands, which are within or adjoining the range unit, are legally owned, or controlled by other legal tenure, by the undersigned and are to be grazed in conjunction with the Indian Lands covered by the Grazing Permit on the said unit. Application is hereby made for an On-and-Off Grazing Permit pursuant to 25 CFR 166.27308.

Legal Description of Lands: (Use reverse hereof if necessary)

Non-Indian Lands:

Federal and State Lands

Other Indian Lands

Acres:

Non-Indian: (Total) _____ ; Owned _____ ; Leased _____ ; Lease Expires _____

Federal and State : _____ ; Lease Expires _____

Other Indian: _____ ; Lease Expires _____

IT IS UNDERSTOOD AND AGREED that the Superintendent shall establish the maximum allowable stocking of all lands to be grazed under the on-and-off permit and that approval of this application is made subject to the terms and conditions of the permit and applicable regulations.

(Date)
APPROVED: [Signature]
SUPERINTENDENT

(Permittee)

Paperwork Reduction Act Statement: This information is collected to manage agriculture and grazing leases. The information is supplied by a respondent to obtain or retain a benefit, that is, a lease. It is estimated that responding to the request will take an average of 20 minutes to complete. This includes the amount of time it takes to understand directions, gather the information and fill out the form. If you wish to make comments on the form, please send them to the Information Collection Control Officer, Bureau of Indian Affairs, 1849 C Street NW, Mail Stop 4603 MIB, Washington, DC 20240. Note: comments, names and addresses of commentators are available for public review during regular business hours. If you wish us to withhold this information, you must state this prominently at the beginning of your comment. We will honor your request to the extent allowable by law. In compliance with the Paperwork Reduction Act of 1995, as amended, the collection has been reviewed by the Office of Management and Budget and assigned a number and expiration date. The number and expiration date are at the top right corner of the form. Please note that an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless there is a valid OMB clearance number.

JAN 06 2011

BIA, Realty, Ft. Yates

UNITED STATES
DEPARTMENT OF THE INTERIOR
Bureau of Indian Affairs

REMOVABLE RANGE IMPROVEMENTS RECORDS

Reservation Standing Rock Range Unit No. 52
It is hereby certified that the following removable improvements have been constructed on Indian trust land or government owned land on the above range unit during previous grazing permit periods and that I (we) claim ownership of said improvements. (Show location on plat on reverse side.)

Improvement	Number of Miles	Description	Estimated Value
Fence:	<u>1</u>	<u>4' High tensile woven (2) Barbwire</u>	<u>10,560</u>
Pumping Equipment:			
Tanks:			
Corrals:			
Other:			

The following removable improvements will be constructed (or purchased) on Indian trust land or government lands in the unit during the current permit period _____ to _____ (Show location on plat on reverse side)

Improvement	Number or miles	Description	Estimated Value
Fence:			
Other:			

Authority is hereby requested to remove all the above improvements upon expiration of the grazing permit, provided my occupancy has been satisfactory, and it is understood that any improvements not shown in the above list will remain on the ground and become property of the land. It is further understood and agreed that all wells and casing placed on the range unit will be capped upon expiration of the permit contract in such manner that the succeeding permittee will be able to use the well. All the above improvements will be removed within thirty days of the expiration of the permit unless the time is extended by the Superintendent. Improvements not removed within the time limit become the property of the landowner.

Approved:

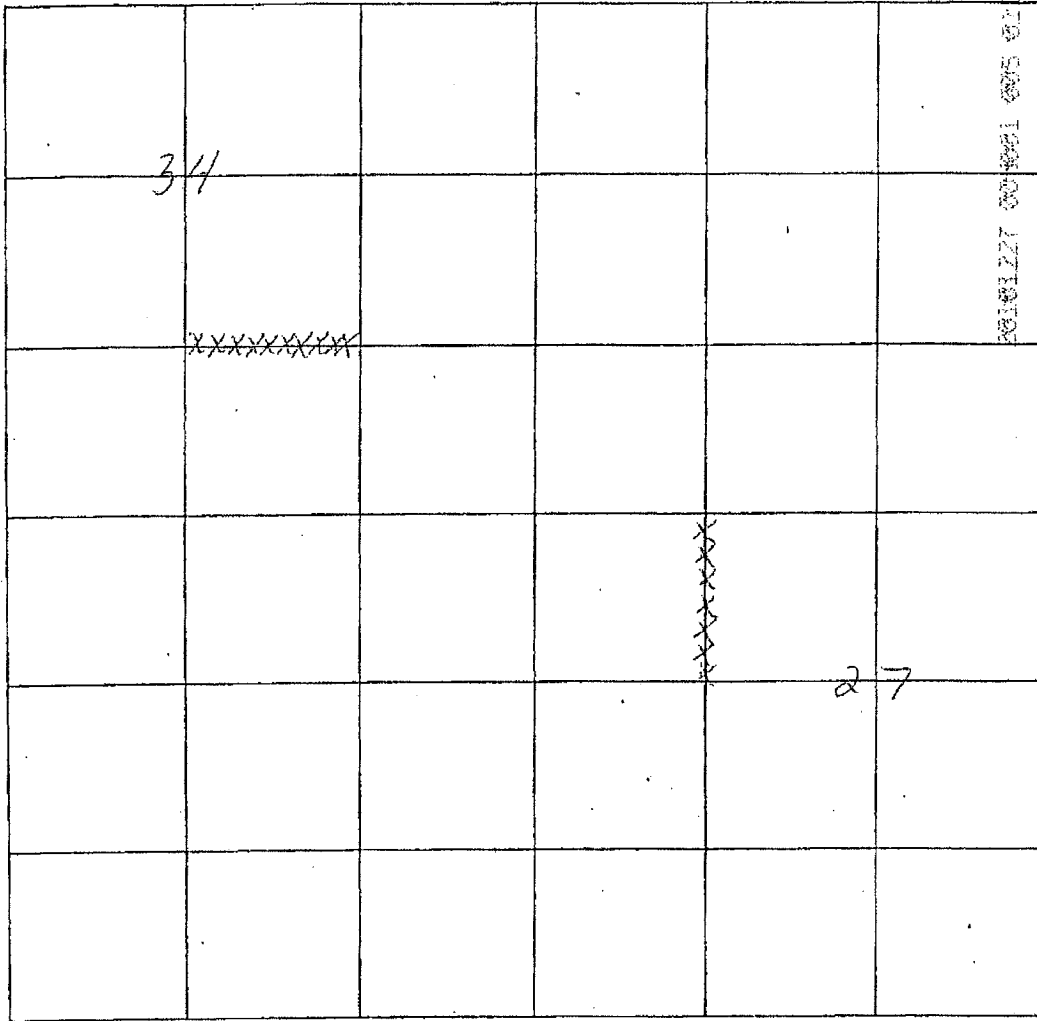
[Signature]
Superintendent
RWD JMA

[Signature]
Permittee

1/6/2011
Date:

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JAN 06 2011
BIA, Rocky, Ft. Yates

T129 R 82w



Legend

Improvement

Existing

Proposed

Fence



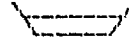
Well



Well and Windmill



Tank



Corral



Building





United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Standing Rock Agency
P.O. Box E
Fort Yates, North Dakota 58538

IN REPLY REFER TO:
Real Estate Services

October 31, 2014

Permittees:

Enclosed is a modification for your Grazing Permit regarding the increase in rental rates for Grazing Permits effective November 1, 2014. The rental for Allotted tracts increased from \$14.29 per AUM to \$14.66 per AUM. The rental for Tribal tracts increased from \$10.00 per AUM to \$12.50 per AUM.

Please sign and return to the Branch of Real Estate Services within 5 days.

You will then be sent an invoice.

If you have any questions, contact the Real Estate Services Office at 701 854-3430.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS

Modification No. 2

MODIFICATION OF GRAZING PERMIT (5-5515)

Permittee Maurice Wilder
Contract No. 0000521015
Date of Permit 11/01/10

Range Unit 52
Agency Standing Rock
Reservation Standing Rock

BY AUTHORITY OF LAW and under the regulations at 25 Code of Federal Regulations 166, the above cited grazing permit, as previously modified by Modification number(s) 1, is hereby modified as shown below:

Purpose of Modification: Increase in Allotted and Tribal rental rates for 11/01/2014 - 10/31/2015.

Permitted Lands	From	To
Tribal	<u>80.000</u> acres	<u>80.000</u> acres
Individually Held	<u>800.000</u> acres	<u>800.000</u> acres
Government-owned	_____ acres	_____ acres
On-and-Off Lands		
Fee	_____ acres	_____ acres
Leased	_____ acres	_____ acres
Allottee Use	_____ acres	_____ acres
Season of Use		
Turn Out	YEARLONG ____/____/____	YEARLONG ____/____/____
Take Off	____/____/____	____/____/____
Livestock Kind and Number		
Kind (cattle, horses, sheep, goats ...)	<u>Cattle</u>	<u>Cattle</u>
Number of Head under Permit	<u>15</u>	<u>15</u>
Number of Head under On-and-Off	_____	_____
Number of Head under Allottee Use	_____	_____
Total Number of Head	<u>15</u>	<u>15</u>
Fees		
Annual Grazing Rental	\$ <u>2607.56</u>	\$ <u>2643.64</u>
Administrative Fee	\$ <u>78.23</u>	\$ <u>79.31</u>
Tribal Fees	\$ _____	\$ _____
Bond	\$ _____	\$ _____

THIS MODIFICATION becomes effective 11/01/14, and does not change any of the terms, conditions, or stipulations of the permit, except as specifically set forth herein.

Modification Administration Fee: \$ _____

Approved:

Accepted:

Superintendent

Maurice Wilder
Permittee

Paperwork Reduction Act Statement: This form is covered by the Paperwork Reduction Act. It is used to establish the respective rights and responsibilities of the respondent and the Federal government. The information is provided by respondents to obtain or retain a benefit. In compliance with the Paperwork Reduction Act of 1995, as amended, the collection has been reviewed by the Office of Management and Budget and assigned a number and an expiration date. The number and expiration date are at the top right corner of the form. An agency may not sponsor or conduct, and a person is not required to respond to, a request for information collection unless it displays a currently valid OMB Control Number. The public reporting burden is estimated to average 20 minutes *per respondent*. This includes the time needed to understand the requirements, gather the information, complete the form, and submit it to the Department. Comments regarding the burden or other aspects of the form may be directed to the Indian Affairs Information Collection Clearance Officer, Office of Regulatory Affairs - Indian Affairs, 1649 C Street, NW, MS-4141, Washington, DC 20240.

0101

LAND SCHEDULE
Range Units
Standing rock Agency

Range Unit Number: 00052

User Code:05

OC	ALLOTMENT	SEC	TWP	RGE	ACRES	
63	003096	34	129N	82W	320.00	Sioux County, ND
63	003987	35	129N	82W	160.00	"
63	004333	27	023N	26E	160.00	Casson County, ND
63	004394	27	023N	26E	160.00	"
63	004672	36	129N	82W	160.00	Sioux County
10	T003463-B	22	023N	26E	80.00	Casson County,
TOTALS					1,040.00	