

IN THE COURT OF THE
LOWER SIOUX COMMUNITY IN MINNESOTA

LOWER SIOUX INDIAN RESERVATION

STATE OF MINNESOTA

<p>Denny Prescott and Joseph L. Goodthunder,</p> <p style="text-align: center;">Plaintiffs,</p> <p>v.</p> <p>Lower Sioux Indian Community Council and Council Members Sheldon Peters Wolfchild, Scott Adolphson and Shannon Blue, acting in their official capacities,</p> <p style="text-align: center;">Defendants.</p>	<p>Case File No.: _____</p> <p style="text-align: center;">AFFIDAVIT OF JOHN E. JACOBSON</p>
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STATE OF MINNESOTA)
) ss
COUNTY OF Ramsey)

John E. Jacobson being first duly sworn deposes and states:

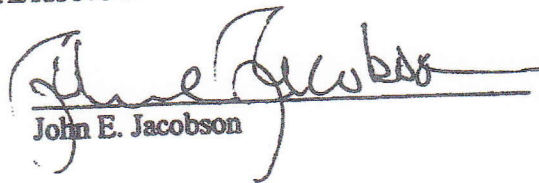
1. I am an attorney at law duly licensed and admitted to practice in the State of Minnesota and in the Lower Sioux Indian Community.
2. I served as tribal counsel for the Lower Sioux Indian Community from 1985 through 2005.
3. I have read and am familiar with the contents of the Complaint and the Amended Complaint filed in this action.

ENCLOSURE 1

4. Never during my tenure as tribal counsel for the Lower Sioux Indian Community was any Community Council member subjected to a removal proceeding or any other penalty for any of the conduct alleged in the removal complaints against Plaintiffs.

5. From my work with the Lower Sioux Indian Community, including my opportunities to review the history of the Community and the development of its laws since its inception as a tribe in 1936, I am aware of no effort during the entire history of the Lower Sioux Indian Community to remove a council member from office or otherwise impose a penalty upon a council member for any of the conduct alleged in removal complaints against Plaintiffs.

FURTHER YOUR AFFIANT SAYETH NOT.


John E. Jacobson

Subscribed and sworn to before me
this 2nd day of December, 2005.


Notary Public

