

**RESOLUTION OF THE GOVERNING BODY OF
THE THREE AFFILIATED TRIBES OF THE
FORT BERTHOLD RESERVATION**

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS,** Article VI, Section 5(a) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to manage all economic affairs and enterprises of the Three Affiliated Tribes; and
- WHEREAS,** Article VI, Section 5(d) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to negotiate with agencies of the federal government on behalf of the Three Affiliated Tribes; and
- WHEREAS,** The Three Affiliated Tribes have developed certain public park and recreation areas along the Corps of Engineers shoreline of Lake Sakakawea within the exterior boundaries of the Fort Berthold Reservation through entry into respective master leases with the Department of the Army and concomitant third party concessionaire or management agreements with individual members of the Three Affiliated Tribes, and
- WHEREAS,** The Three Affiliated Tribes, after several discussions with officials employed in the Riverdale Office of the Corps of Engineers, are currently intent on formally pursuing entry into a master lease with the Department of the Army for the development of a public park and recreation area along a stretch of Lake Sakakawea shoreline located in Dunn County, North Dakota, in the area commonly known as "Elmer's Point"; and
- WHEREAS,** Should the Department of the Army and the Tribes enter into the proposed master lease, it is the further intent of the Three Affiliated Tribes to enter into a third party concessionaire agreement with Elmer Fredericks for the purpose of assisting the Three Affiliated Tribes in developing and managing the leased area; and

WHEREAS, It is the considered judgment of the Tribal Business Council of the Three Affiliated Tribes that it would be in the best interests of the Tribes and of the public in general to formally pursue entry into the proposed master lease and third party concessionaire agreement referenced above;

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby requests that the United States Department of the Army enter into a public park and recreation lease with the Three Affiliated Tribes for the purpose of developing the Lake Sakakawea shoreline in Dunn County, North Dakota, in the area commonly known "Elmer's Point", located in Sections 25 and 26, T148N, R92W.

BE IT FURTHER RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes shall direct to the Riverdale Office of the U.S. Army Corps of Engineers a proposed ten (10)-year development plan for the prospective lease area, in addition to any other documents, required by the Corps of Engineers as a condition precedent to entry into the proposed public park and recreation lease.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 6 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 3 day of April, 2001; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 0 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 02 day of April, 2001.

Secretary, Tribal Business Council

ATTEST:

Chairman, Tribal Business Council