

Needs Amendment

Resolution #01-⁰²~~01~~-22-MWJR

**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(c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer the funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for public purposes of the Tribes; and
- WHEREAS,** there is reason to believe that the western boundary of the Fort Berthold Indian Reservation has been set in error; and that the intention of the treaties, legislative enactments and executive orders creating the western boundary of the Fort Berthold Indian Reservation require that the boundary be set six (6) miles west of the existing boundary and further that the same treaties, legislative enactments and executive orders require that the south shore of the Little Missouri River be denominated as the southern most boundary rather than the north shore of the Little Missouri River;
- WHEREAS,** the Department of Interior, Bureau of Indian Affairs as Trustee and with a fiduciary responsibility to the Three Affiliated Tribes has a duty to protect the interest in land and the sovereign rights of the Tribes' to control the boundaries of the Fort Berthold Indian Reservation; and
- WHEREAS,** it would serve the best interest of the Three Affiliated Tribes and comply with the fiduciary responsibility of the Department of Interior, Bureau of Indian Affairs, that the Bureau of Indian Affairs investigate the treaties, legislative enactments and executive orders creating the boundaries of the Fort Berthold Indian Reservation and determine whether the existing western boundary of the reservation is reconciled to the intentions of the treaties, legislative enactments and executive orders creating the Fort Berthold Indian Reservation and also determine whether the south shore of the Little Missouri River is the intended boundary of the south border of the reservation.

NOW, THEREFORE, BE IT RESOLVED, that the Three Affiliated Tribes by and through the Tribal Business Council hereby requests that the Secretary of the Department of Interior, Bureau of Indian Affairs research the records of the treaties, legislative enactments and executive orders creating the boundaries of the Fort Berthold Indian Reservation and determine whether the existing boundaries on the western and southern boundaries are truly reconciled in the Bureau of Land Management land title registry to the intentions of the treaties, legislative enactments and executive orders establishing the exterior boundaries of the Fort Berthold Indian Reservation.

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, 7 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 24th day of January, 2002; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 24th day of January, 2002.



Marcus Wells, Jr.

Secretary, Tribal Business Council

ATTEST:

Tex G. Hall
Chairman, Tribal Business Council