

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

A Resolution entitled, "Authorization of negotiation for a self-determination contract for water programs under P.L. 93-638 and authorization of retaining an attorney to negotiate the contract"

- 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,** The Constitution of the Three Affiliated Tribes authorizes the Tribal Business Council to negotiate with Federal, State and local governments on behalf of the Three Affiliated Tribes; and
- WHEREAS,** The Tribal Business Council has determined that it is in the best interests of the Tribe to pursue a contract with the Bureau of Reclamation, an agency within the Department of Interior, under the provisions of P.L. 93-638, the Indian Self Determination Act as amended for the purpose of managing the municipal, rural and industrial water development programs of the Tribe presently managed by BOR and the Tribe under a cooperative agreement with BOR that expires in June, 2003; and
- WHEREAS,** The Bureau of Reclamation is willing negotiate with the Tribe for a model 638 contract and a construction contract for the Fort Berthold Rural Water Supply System; and
- WHEREAS,** The Current Cooperative Agreement No. 2-FC-60-02280 "Interim Operation and Maintenance of Certain Features of the Fort Berthold MR&I Water System" and Cooperative Agreement No. 5-FC-60-05750 "Construction of MR&I Systems on Fort Berthold" will expire on June 2003; and
- WHEREAS,** The Tribal Business Council has determined that is it in the best interests of the Tribe that the Tribe retain, on behalf of the Fort Berthold Rural Water Office, an attorney knowledgeable about P.L. 93- 638 contract negotiations, specifically an attorney that has worked the Tribal Water Programs with the Bureau of Reclamation, and counsel Jim Glaze has the requisite experience to negotiate a fair self-determination contract on behalf of the Tribe; and
- NOW THEREFORE BE IT RESOLVED** that the Tribal Business Council hereby authorizes the Fort Berthold Water Supply System, an arm of the Three Affiliated Tribes, to engage in

negotiations with the Bureau of Reclamation for a self-determination contract in which the Tribe will handle all delegable functions of the BOR; and

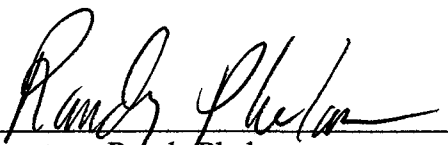
NOW THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation authorizes the Fort Berthold Rural Water Supply System to do all things necessary to retain Jim Glaze to negotiate with the BOR for a self-determination contract or contracts to carry out the functions of the BOR on the Fort Berthold Reservation and further authorizes and directs the Tribal Chairman to execute an attorney contract with Jim Glaze not to exceed \$5,000 in fees, plus necessary expenses, in order to negotiate the P.L. 93-638 contract with BOR.

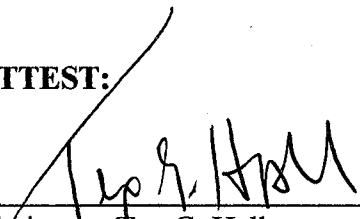
CERTIFICATION

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 seven members of whom five constitute a quorum, 6 were present at a Regular Meeting, thereof duly called, noticed, convened, and held on the 8th day of January, 2003; that the foregoing Resolution was duly adopted at such Meeting by affirmative vote of 15 members, 0 members opposed, 0 members abstaining, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman (voting) (not voting)

Dated this 8th day of January, 2003.


Secretary, Randy Phelan
Tribal Business Council

ATTEST:

Chairman, Tex G. Hall
Tribal Business Council