



**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 enrolled members thereof; and
- WHEREAS,** Article VI, Section 3 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to delegate to the Fort Berthold District Court such judicial power and authority as may be necessary to realize the jurisdiction granted by the people of the Tribes in Article I of the Constitution ; and
- WHEREAS,** Title I, Chapter 1, Section 4.3 of the Fort Berthold Tribal Code authorize and mandates that the Tribal Business Council appoint a member of Three Affiliated Tribes to serve as Magistrate of the Fort Berthold District Court for a term of two years (2) –year term; and
- WHEREAS,** Mildred J. Berryhill currently serves as Magistrate of the District Court and has so served continuously since September 30, 1996, having been most recently appointed to such position via Resolution #02-042RP; and
- WHEREAS,** The current two (2)- year term of Magistrate Berryhill is due to expire on December 31, 2004 and Mildred J. Berryhill has expressed her desire for reappointment to the position of Magistrate for a successive two (2) years.
- WHEREAS,** It is the considered judgment of the Tribal Business Council that it would be in the best interest of the Three Affiliated Tribes to reappoint Mildred J. Berryhill to serve as Magistrate of the District Court for successive term of two (2) years.
- NOW, THEREFORE, BE IT RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes, pursuant to Title I, Chapter 1, Section 4.3 of the Fort Berthold Tribal Code , hereby formally appoints Mildred J. Berryhill as Magistrate of the Fort Berthold District Court for a term of two (2) years, which term shall be effective from January 1, 2005 through December 31, 2006.



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 Regular Meeting thereof duly called , noticed convened , and held 9 day of December 2004; that the foregoing Resolution was duly Adopted as such Meeting by affirmative vote 7 members , 0 members opposed, 0 members abstained, 0 not voting and that Resolution has not been rescinded or amended in any way.

Dated this 9 day of December , 2004

Chairman Voting [] Not voting []

ATTEST:

Tribal Secretary, Nathan Hale
Tribal Business Council
Three Affiliated Tribes

Tribal Chairman, Tex G. Hall
Tribal Business Council
Three Affiliated Tribes