



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

A Resolution entitled "Approval of Right-of-Way Easement of Northern Light Subdivision Roads to the Bureau of Indian Affairs."

WHEREAS, this Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

WHEREAS, the Three Affiliated Tribes Constitution authorizes and empowers the Mandan, Hidatsa & Arikara Tribal Business Council to engage in activity on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

WHEREAS, the Tribal Housing Program is developing the Northern Lights Subdivision; and

WHEREAS, the streets serving the Northern Lights Subdivision are:

1. Ninth Street North
2. Eighth Street North
3. Seventh Street North
4. East Central Avenue
5. East Avenue

and;

WHEREAS, these streets have been added to the Bureau of Indian Affairs Road System, placed on the Indian Reservation Road Program and added to the Tribe Road Construction Priority List; and

WHEREAS, federal regulations at 25 C.F.R. § 170.5 require that a right-of-way easement in favor of the United States be obtained before any construction on the roads is allowed to begin where the construction is funded by federal dollars; and

WHEREAS, the Tribal Business Council desires to grant a right-of-way easement in favor of the United States so that the Tribe can enter into a Public Law 638 contract with the Bureau of Indian Affairs for the construction of the streets serving the Northern Lights Subdivision.



NOW, THEREFORE BE IT RESOLVED, the Tribal Business Council hereby grants a right-of-way easement in favor of the United States to the streets serving the Northern Lights Subdivision and further grants the Chairman of the Tribe the authority to execute all right-of-way easements necessary for the streets serving the Northern Lights Subdivision.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 01 day of September, 2003, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman Voting. Not Voting.

Dated this 01 day of Sept., 2003.

Randy Phelan
Randy Phelan, Secretary
Tribal Business Council

ATTEST:

Fex G. Hall
Fex G. Hall, Chairman
Tribal Business Council