RESOLUTION NO. 06-91-NH



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

A Resolution entitled, "Approval of the Sale of Individual Residential Lots in the Northern Lights Subdivision in Accordance with Title XII, Chapter 1 of the Three Affiliated Tribes Code."

- WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-laws under said Act; and
- WHEREAS, pursuant to Article III, Section 1 of the Constitution and By Laws of the Three Affiliated Tribes, the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS, pursuant to Article VI, Section 5 (1) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and
- WHEREAS, the Tribal Business Council has authority according to the terms of the said Constitution and pursuant to Article IX; Section 1 of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council shall have authority to manage, lease and otherwise deal with Tribal lands and resources in accordance with law; and
- WHEREAS, in accordance with Article IX, Section 1 of the Constitution, the Tribal Business Council adopted an ordinance, entitled Title XII, Chapter 1 to create a statutory mechanism in conformance with Article IX, Section 2 of the Constitution which authorizes the acquisition, sale and encumbrance of tribal fee lands for public purposes, including residential housing development; and
- WHEREAS, the Tribal Business Council created the Tribal Housing Division of the Three Affiliated Tribes with the goal of developing new homes on the Reservation and creating homeownership opportunities for tribal members; and
- **WHEREAS,** the Tribal Housing Division developed the "Dreamcatcher" Housing Project on tribal fee lands which consist of 34 single family homes which will be sold to tribal members by the Tribes through various financing mechanisms; and

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WHEREAS, that Geraldine Wounded Face, a tribal elder has qualified under the Home Improvement Program and the Tribal Housing Division Dreamcatcher Elder Down Payment Assistance Program for financing to purchase a home through the Northern Lights Subdivision Project; and

WHEREAS, Title XII, Chapter 1, Section 1.4 authorizes the sale of lots in the Dreamcatcher Project to tribal members provided that a Resolution authorizing such lots to be sold has been adopted by the Tribal Business Council.

NOW THERE FOR IT BE RESOLVED, that in accordance with Title XII, Chapter 1, Section 1.4 of the Three Affiliated Tribes Tribal Code, the Tribal Business Council of the Three Affiliated Tribes hereby authorizes the sale of the following fee property to the tribal member herein identified:

1. Lot 9, Block 5 Northern Lights Subdivision, City of New Town, County of Mountrail, North Dakota to: Geraldine Wounded Face

BE IT FURTHER RESOLVED, that said transaction shall be accomplished through real estate Purchase agreements and warranty deeds approved by the Tribes' Legal Department and executed by the Three Affiliated Tribes Tribal Chairman and witnessed and attested to by the Secretary of the Tribal Business Council as required by Section 1.4 of Title XII.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Forth Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, were present at a Regular Meeting thereof duly called, noticed, convened, and held on the day of June, 2006; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of members, members opposed, members abstained, members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [1 Voting. [,] Not voting. Dated this ______ day of ______, 2006.

Tribal Secretary, Nathan Hale Tribal Business Council Three Affiliated Tribes

ATTEST

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

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