



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

A Resolution Entitled: "Recommendation to appoint Fort Berthold Agency Superintendent Roger Birdbear"

- WHEREAS,** The Mandan, Hidatsa, and Arikara Indian tribes 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 of the Three Affiliated Tribes to engage in activities on behalf of and in the interest of the welfare and benefit of the Three Affiliated Tribes, and of the enrolled members thereof; and
- WHEREAS,** The Fort Berthold Agency Superintendent position has been vacant and needs to be filled immediately in order for the functions and responsibilities to be successfully carried out, and for the proper implementation of all duties of personnel are provided oversight; and
- WHEREAS,** The Tribal Business Council of the Three Affiliated Tribes has the responsibility and authority to make a recommendation to the Bureau of Indian Affairs Regional Director in filling the position of the Fort Berthold Agency Superintendent; and
- WHEREAS,** The Tribal Business Council of the Three Affiliated Tribes promotes and supports Indian membership of the Three Affiliated Tribes, and recognizes well-qualified members of the Three Affiliated Tribes; and
- WHEREAS,** The Tribal Business Council of the Three Affiliated Tribes hereby endorses Roger Birdbear, an enrolled Indian member of the Three Affiliated Tribes and in good standing with the Tribal Business Council and its members; and
- WHEREAS,** Roger Birdbear possesses the requisite education and experience to perform all the duties and responsibilities incumbent upon the position of a superintendent holding a Juris Doctor from the University of Denver Sturm College of Law, and having served on the Tribal Business Council of the Three Affiliated Tribes from 1990 through 1994; and
- WHEREAS,** Senator Wheeler, co-sponsor of the Indian Reorganization Act of 1934, stated that the avowed purpose of Indian preference is to teach Indians,



who owned land then, to manage their own business and control their own funds and to administer their own property, Hearings on S. 2755 and S. 3645 before the Senate Committee on Indian Affairs, 73d. Cong., 2d Sess, pt. 2, p. 256 (1934); and

WHEREAS, The Fort Berthold Landowners Association fully supports the appointment of Roger Birdbear to the position of Superintendent at the Fort Berthold Agency; and

WHEREAS, Roger Birdbear, through his education, experience, and status as an heir of Indians, who owned land under the General Allotment Act, fulfills every avowed qualification to be the Superintendent for which the Honourable Senator Wheeler envisioned the Indian Reorganization Act would promote, and for which the Indian Self-Determination recognizes, which is preference for employment of Indians who own property held in trust by the United States.

NOW, THEREFORE, BE IT RESOLVED that the Tribal Business Council of the Three Affiliated Tribes hereby formally endorses and recommends Roger Birdbear to be appointed to the position of Agency Superintendent for the Bureau of Indian Affairs Fort Berthold Agency at New Town, North Dakota.

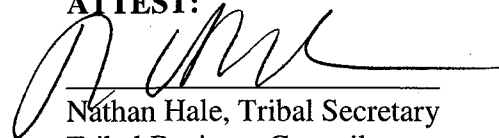
CERTIFICATION

I, the undersigned, as Tribal 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 (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, convened, and held on the 24th day of August 2006, and that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 Tribal Business Council Members, 0 Tribal Business Council Members opposed, 0 Tribal Business Council Member abstained, 0 Tribal Business Council Members not voting, and that said Resolution has not been rescinded or amended in any way.

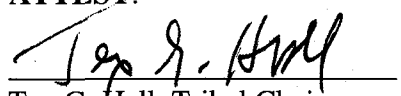
Chairman [] voting [] not voting

Dated this 24th day of August 2006.

ATTEST:


Nathan Hale, Tribal Secretary
Tribal Business Council
Three Affiliated Tribes

ATTEST:


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