



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

A Resolution entitled, "Recommendation to appoint Roger Birdbear as Deputy Superintendent at the Fort Berthold Agency"

WHEREAS, the Three Affiliated Tribes having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and Bylaws under said Act; and

WHEREAS, § 1 of Article III of the Constitution and Bylaws of the Three Affiliated Tribes identifies the Tribal Business Council as the governing body of the Tribes; and

WHEREAS, § 5 (l) of Article VI of the Constitution and Bylaws of the Three Affiliated Tribes authorizes the Tribal Business Council to adopt resolutions regulating the procedures of the Tribal Business Council and other Tribal agencies and Tribal officials on the Fort Berthold Indian Reservation; and

WHEREAS, § 5 (a) of Article VI of the Constitution and Bylaws of the Three Affiliated Tribes authorizes the Tribal Business Council to manage all economic affairs and enterprises of the Three Affiliated Tribes; and

WHEREAS, the Fort Berthold Agency Deputy 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 Deputy Superintendent; and



RESOLUTION NO. 07-101-VJB

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 possess the requisite education 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. 256 (1934); 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 Honorable 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 Deputy Superintendent for the Bureau of Indian Affairs Fort Berthold Agency at New Town, North Dakota.




CERTIFICATION

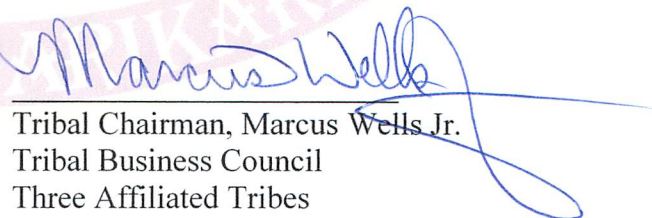
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the May 16, 2007; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 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 16 day of May, 2007.

ATTEST:


Tribal Secretary, V. Judy Brugh
Tribal Business Council
Three Affiliated Tribes


Tribal Chairman, Marcus Wells Jr.
Tribal Business Council
Three Affiliated Tribes