



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

A Resolution Entitled: *“Amendment of Tribal Business Council Resolution 07-97-VJB”*

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 pursuant to said Act; and

WHEREAS, Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and

WHEREAS, The Constitution of the Three Affiliated Tribes 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 of the enrolled members thereof; and

WHEREAS, Article VI, Section 5 (l) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and

WHEREAS, the Tribal Business Council, pursuant to its Constitutional authority adopted a Tribal Law and Order Code including Title I which establishes the Tribal Court under Chapter 1, Section 2 whereby the judicial power of the people is vested in the Fort Berthold Judiciary and the Fort Berthold District Court; and

WHEREAS, Title I, Chapter 1, Section 4.1 establishes the position of the District Judge for the Fort Berthold District Court and provides that the District Judge shall serve as the Chief Judge of the District Court and shall have authority to hear all civil and criminal matters, issue orders and handle all matters that arise before the Court;

WHEREAS, Title I, Chapter 1, Section 4.1 further provides that the District Judge shall be appointed by the Tribal Business Council for a term of four years and must be a licensed attorney with experience in federal Indian law; and

WHEREAS, The four year term of the current Chief Judge of the Fort Berthold District has expired, however a new Chief Judge has not been appointed and the Tribal Business Council adopted Tribal Business Council Resolution 07-97 VJB whereby the Tribal Business Council determined that the position of Chief Judge should be



subject to the popular vote of the People of the Fort Berthold Indian Reservation through an election as had been the practice of prior Tribal Business Council Administrations; and

WHEREAS, Resolution 07-97 VJB also established procedures for conducting an election for Chief Judge and setting the date for said election for August 9th, 2007; and

WHEREAS, The Tribal Business Council has determined that in the interests of continuity and economy that the election for the position of Chief Judge should be held in conjunction with the next Tribal General election to be held in November 2008.

NOW, THEREFORE BE IT RESOLVED, that Tribal Business Council Resolution 07-97-VJB is hereby amended by establishing that the election for Chief Judge of the Fort Berthold District Court shall be held on November 4th, 2008; and

BE IT FURTHER RESOLVED, that Tribal Business Council Resolution 07-97 VJB is further amended by establishing the term of office for the individual elected to the position of Chief Judge on November 4th, 2008 shall be for a two year period commencing November 5th, 2008 and ending on the date established for the 2010 Tribal General Election.

BE IT FURTHER RESOLVED, that all other procedures established pursuant to Resolution 07-97 VJB shall remain in full force and effect; and

BE IT FINALLY RESOLVED, that during the interim time between adoption of this Resolution and the date set for the election the Tribal Business Council shall appoint a qualified individual to act as the Chief Judge for the Fort Berthold District Court.

CERTIFICATION

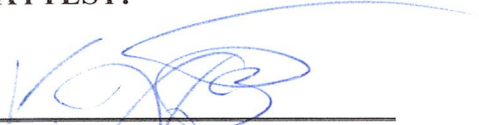
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 14 day of June 2007; 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.


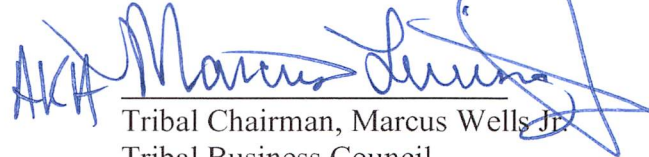


Dated this 14 day of June 2007.

ATTEST:



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

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