



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

A Resolution Entitled: *“Approval of Land Exchange Between the Three Affiliated Tribes and Max James.”*

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 (1) 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, Article IX, Section 6 of the Constitution of the Three Affiliated Tribes authorizes the Tribal Business Council to acquire by exchange of tribal land any lands or interests in land for and on behalf of the Tribe, subject to the approval of the Secretary of the Interior; and

WHEREAS, Max James, 301-U001180, a member of the Three Affiliated Tribes, has offered to exchange his interests in certain allotments described below for Tribal interests also described below; and

WHEREAS, The Tribal Business Council has determined that the proposed exchange meets the criteria of Article IX, Section 6 of the Constitution of the Three Affiliated Tribes and has further determined that it is in the best interest of the Tribes to acquire his interest in Allotment 131A-A in exchange for Tribal interest in Allotment No. T1858; and



NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes in accordance with the power vested in it by Article IX, Section 6 of the Constitution of the Three Affiliated Tribes hereby approves a land exchange between Max James and the Three Affiliated Tribes for lands described below:

Max James, 301-U001180

Allot. No. 131A-A, within NW4NW4NE4 Section 15, T148N., R89W., Fifth Principal Meridian, McLean County, containing 10.00 acres, more or less, valued at \$9,062.50.

Tribal Land

Allot.No.T1858 within S2SW4NW4, E2SE4NW4SW4NW4, NE4SW4NW4, W2NW4SE4NW4 Section 10, T151N., R94W., Fifth Principal Meridian, McKenzie County, containing 36.25 acres, more or less, valued at \$9,062.50.

BE IT FURTHER RESOLVED, that the Tribal Business Council authorizes the Chairman and Secretary to sign all documents necessary to effectuate this exchange; and

BE IT FINALLY RESOLVED, that in accordance with Article IX, Section 6 of the Constitution this transaction shall be subject to the approval of the Secretary of Interior or his authorized representative.


CERTIFICATION

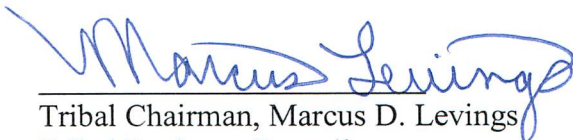
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 9th day of April 2009; 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 [X] voting. [] not voting.

Dated this 9th day of April 2009.

ATTEST:


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


Tribal Chairman, Marcus D. Levings
Tribal Business Council
Three Affiliated Tribes