



RESOLUTION No. 09-079-VJB

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

A Resolution Entitled: " Approval of the Purchase of Real Property from Jerry and Delaine Nagel"

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 purchase 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, Jerry and Delaine Nagel have offered to sell the following described property to the Three Affiliated Tribes for the amount of Eight Thousand Five Hundred Dollars (\$8500):

Lot 1, Block 34 to the lake Sanish Addition of the City of Sanish, Mountrail County, North Dakota.



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WHEREAS, The Tribes propose to purchase this property for the purpose of construction of a water reservoir for the NewTown Segment water distribution system by the Fort Berthold Rural Water Program; and

WHEREAS, The Tribal Business Council has determined that the proposed purchase meets the criteria of Article IX, Section 6 of the Constitution of the Three Affiliated Tribes and has further determined that it is the best interest of the Tribes to acquire said property for use by the Fort Berthold Rural Water Program; and

NOW THEREFORE BE IT RESOLVED, that the Three Affiliated Tribes Tribal Business Council in accordance with the power vested in it by Article IX, Section 6 of the Constitution of the Three Affiliated Tribes, hereby authorizes the following property purchase from Jerry and Delaine Nagel which shall include the following described real property:

Lot 1, Block 34 to the lake Sanish Addition of the City of Sanish, Mountrail County, North Dakota.

BE IT FURTHER RESOLVED that the purchase price shall be for the negotiated amount of Eight Thousand Five Hundred Dollars (\$8500); and

BE IT FURTHER RESOLVED, that the Tribal Business Council authorizes the Tribal Chairman Marcus Levings and Tribal Secretary Judy Brugh to sign all documents necessary to effectuate this purchase.

BE IT FINALLY RESOLVED, that the closing of this purchase shall be contingent upon receipt of a title opinion from the Legal Department.



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CERTIFICATION

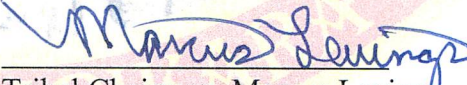
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 14th day of May 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 [] voting. [] not voting.

Dated this 14th day of May 2009.

ATTEST:


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


Tribal Chairman, Marcus Levings
Tribal Business Council
Three Affiliated Tribes