



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

A Resolution Entitled: Three Affiliated Tribes Request to the Secretary of Interior to Acquire certain Tribal Fee lands in Trust Status for the Three Affiliated Tribes pursuant to Section 5 of the Indian Reorganization Act and 25 CFR Part 151. For the Hidatsa Hills Housing Sub-division”

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, Article VI, Section 5 (d) of the Constitution provides that the Tribal Business Council has the power to negotiate with the federal government on behalf of the Tribes; and

WHEREAS, Section 5 of The Indian Reorganization Act of 1934, 25 U.S.C. Sec 465 authorizes the Secretary of Interior to acquire any interest in land in within or without existing reservations in trust status for the purpose of providing land for Indians; and

WHEREAS, 25 CFR Part 151 sets forth the authority, policies and procedures governing the acquisition of land by the United States in trust status for Indian Tribes and Part 151. 4 provides that unrestricted land owned by an Indian Tribe may be conveyed into trust status subject to the provisions of Part 15; and

WHEREAS, Part 151.9 provides that an Indian Tribe desiring to acquire land into trust shall file a written request for approval of such acquisition with the Secretary; and



WHEREAS, The Tribe is in the process of developing a single family housing development for the New Town/North Segment which will be known as the Hidatsa Hills Sub-division; and

WHEREAS, The Tribes owns approximately 291 acres of land in fee simple status located within the exterior boundaries of the Fort Berthold Indian Reservation which have been selected as the site for a single family housing development for the North Segment; being legally described as: SW4 of Lot 1, Lot 2, SW4SE4NW4 of section 19, T 152N., R. 92 W., and NE4 (less a parcel of land beginning at the NE corner of Section 24 thence due West on the Section Line a distance of 960 feet thence due South parallel to the East Section Line a distance of 453.75 feet thence due East parallel to the North Section Line a distance of 960 feet thence due North a distance of 453.75 feet to the point of beginning, containing 10 acres, more or less) and Outlot 1 of Section 24, T152N., R92W., fifth principal meridian, Mountrail County, North Dakota; and

WHEREAS, The Tribe has prepared a formal application for fee to trust for said property in accordance with the requirements of 25 CFR Part 151.10; and

WHEREAS, The Tribal Business Council believes that it would be in the best interests of the Tribes and its members if land upon which the ~~Parshall Bay~~^{Hidatsa Hills} Subdivision will be located were conveyed into trust status pursuant to the Indian Reorganization Act and the regulations set out in 25 CFR Part 151.

WHEREAS, pursuant to 25 CFR 151.3 land may be acquired for a Indian tribe in trust status when the property is located within the exterior boundaries of the Tribe's reservation when the Tribe owns an interest in the land or when the Secretary determines that the acquisition is necessary to facilitate tribal self determination, economic development or Indian housing; and

WHEREAS, The Tribes trust application clearly meets the requirements for a trust acquisition under federal law and regulations; and

NOW, THEREFORE BE IT RESOLVED that the Tribal Business Council of the Three Affiliated Tribes pursuant to its constitutional authority and 25 CFR Part 151.9 hereby requests that the following described tribally owned fee land which is located within the exterior boundaries of the Fort Berthold Indian Reservation be conveyed into Trust status:

SW4 of Lot 1, Lot 2, SW4SE4NW4 of section 19, T 152N., R. 92 W., and NE4 (less a parcel of land beginning at the NE corner of Section 24 thence due West on the Section Line a distance of 960 feet thence due South parallel to the East Section Line a distance of 453.75 feet thence due East parallel to the North Section Line a distance of 960 feet thence due North a distance of 453.75 feet to the point of beginning, containing 10 acres, more or less) and Outlot 1 of Section 24, T152N., R92W., fifth principal meridian, Mountrail County, North Dakota; and



BE IT FINALLY RESOLVED, that the Tribal Business Council requests that this trust application be expedited by the Bureau of Indian Affairs.

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 13 day of Aug. 2008; 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 13 day of Aug. 2008.

ATTEST:

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

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