



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

A Resolution Entitled: “Entitled “Signatory Authority of the Three Affiliated Tribes For all Right of Way and Easement Documents relative to USBR Funded Facilities.””

- 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,** The Tribe and Tribal Business Council has established the Fort Berthold Rural Water Program whose primary responsibility is to develop effective, efficient and safe, drinking water systems for the members of the Tribe on the Reservation; and
- WHEREAS,** The Fort Berthold Rural Water Program is constructing a rural water distribution line and other associated infrastructure throughout the Reservation for the benefit of the members of the Three Affiliated Tribes; and
- WHEERAS,** The Fort Berthold Rural Water Program receives federal funds for such infrastructure through federal appropriations under a program administered for the benefit of the Fort Berthold Indian Reservation under the office of the United States Bureau of Reclamation (USBR); and
- WEREAS,** In order to construct such water distribution systems and associated infrastructure it is necessary to obtain easements and rights of way from land owners throughout the Reservation; and



WHEREAS, The USBR is required by federal law and procedure to obtain signatures and certifications from tribally authorized individuals for rights of ways and easements upon tribal and trust lands for such federally funded projects: and

WHEREAS, The rights of way and easements obtained for construction of these water facilities are considered “beneficial rights of ways” as they provide a much needed service to tribal members; and

NOW, THEREFORE BE IT RESOLVED, that the Three Affiliated Tribes Tribal Business Council hereby authorizes anyone of the following members of the Tribal Business Council Executive Committee to sign and execute any documents or agreements as may be necessary on behalf of the Three Affiliated Tribes to obtain rights of ways or easements as necessary to comply with the requirements of the USBR relative to the funding and construction of water infrastructure on tribal lands or other lands of tribal interests as necessary:

1. Tribal Chairman
2. Tribal Vice Chairman
3. Tribal Secretary

BE IT FURTHER RESOLVED, that all prior right of way and easement documents and instruments in conformity with this Resolution are hereby ratified and approved.


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 20th day of May 2010; 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 20th day of May 2010.

ATTEST:


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


 Tribal Chairman, Marcus Levings
 Tribal Business Council
 Three Affiliated Tribes