



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

*A Resolution Entitled, "Establishment of the Three Affiliated Tribes' Utility Corridor Concept for all Right-of-ways on Fort Berthold Indian Reservation"*

- 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**, The Constitution of the Three Affiliated Tribes generally 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 III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS**, Article VI, Section 5 (I) 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
- WHEREAS**, Article VI, Section 3 of the Constitution grants the Tribal Business Council all legislative authority necessary for the purpose of exercising the jurisdiction granted by Article I of the Constitution; and
- WHEREAS**, Article VI, Section 5 (J) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to protect and preserve the property, wildlife and natural resources of the Tribes; and
- WHEREAS**, The Tribal Business Council has established the Tribal Easement Program whose responsibility is to secure and/or issue easements and rights of ways on the Fort Berthold Indian Reservation for roads, utilities and other infrastructures; and
- WHEREAS**, The Easement Program is recommending that utility corridors be implemented on the Reservation in order to maintain the significant beauty of the Reservation and to provide a safe, and organized right-of-way process that will benefit all residents of the Reservation, and
- WHEREAS**, Utility corridors are designated strips of property land identified by the Three Affiliated Tribes for the existing and future utilities including but not limited to such features as roads, electricity pipelines (oil, gas, water and sewer), telecommunication and/or undefined transmission lines; and





**WHEREAS,** The Tribal Business Council believes that with the increase of oil activity on the Reservation it would be beneficial to implement a utility corridor concept for utility rights of ways on the Reservation in order to maintain an organized, safe and efficient utility right of way system and to protect the integrity of all trust assets on the reservation.

**NOW, THEREFORE, BE IT RESOLVED,** that the Tribal Business Council of the Three Affiliated Tribes hereby authorizes and directs the Tribal Easement Program to develop and implement a utility corridor program for the issuance of all rights of ways and easements on the Fort Berthold Indian Reservation

**BE IT FURTHER RESOLVED,** that the Tribal Business Council of the Three Affiliated Tribes hereby declares that all individuals or entities requesting a right-of-way or an easement on Fort Berthold Indian Reservation shall utilize the utility corridor concept as established by the Three Affiliated Tribes' Easement Program.

**BE IT FINALLY RESOLVED** that the Easement Program is also authorized to compile and maintain all utility features or any other infrastructures being constructed on the Reservation.


**CERTIFICATION**

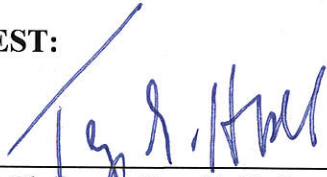
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 14<sup>th</sup> day of April, 2011, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 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<sup>th</sup> day of April, 2011.

**ATTEST:**

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

  
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Tribal Chairman Tex G. Hall  
Tribal Business Council  
Three Affiliated Tribes

