



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

A Resolution Entitled, "Three Affiliated Tribes Request to Contract from the Bureau of Indian Affairs program functions, services and activities related directly and indirectly to energy and mineral development on the Fort Berthold Reservation Pursuant to the Indian Self Determination and Education and Assistance Act"

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 (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, The Indian Self Determination and Education Assistance Act (ISDEAA), 25 U.S.C. § 450 (f), provides that Indian Tribes may request by tribal resolution to enter into self-determination contracts with the Secretary of Interior to administer programs or portions thereof, which the Secretary is authorized to administer for the benefit of Indians under the Act of November 2, 1921 (25 U.S.C § 13) and any Act subsequent thereto or the Act of April 16, 1934 (25 U.S.C. § 452) or for the benefit of Indians because of their status as Indians without regard to the agency of the Department of Interior within which the service is performed; and

WHEREAS, in 2009 funding was made available for an Indian Energy Development Office within the Bureau of Indian Affairs to be located in New Town, ND to help manage the significant increase in conventional and renewable energy in the upper Great Plains Region; and

WHEREAS, said office as identified as the "One Stop Shop" is responsible for oversight on behalf of the Department of Interior related to oil and gas and renewable energy development on Indian Lands; and



WHEREAS, The Tribal Business Council believes it would be in the best interests of the Tribe and its members to contract the Fort Berthold Indian Energy Development Office located in New Town, ND pursuant to the Indian Self Determination and Education Assistance Act;

NOW THEREFORE BE IT RESOLVED That the Three Affiliated Tribes Tribal Business Council of the Three Affiliated Tribes pursuant to the authority granted by the Constitution and By-laws of the Tribes and the Indian Self Determination and Education Assistance Act, hereby requests that the Secretary of Interior, acting through its duly authorized representative, enter into a self determination contract pursuant to 25 U.S.C. § 450 (f) with the Three Affiliated Tribes for the purpose of administering all programs, functions, services and activities of the Indian Energy Development Office located in New Town, ND.

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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, 5 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 12th day of July, 2012, 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 12th day of July, 2012

ATTEST:

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

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