



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

*A Resolution entitled, "Consent to Certain Rights of Way across Tribal land for the  
South Segment's Fort Berthold Rural Water Project"*

**WHEREAS**, This Nation having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws under said Act, and

**WHEREAS**, Pursuant to Article III, Section 1 of the Constitution and By-Laws of the Three Affiliated Tribes, the Tribal Business Council is the governing body of the Tribes; and

**WHEREAS**, Pursuant to Article VI, Section 5(1) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Council, its Agencies and Officials; and

**WHEREAS**, Article IX Sections 1 and 3 of the Constitution provides that the Tribal Business Council has the authority to manage and lease or otherwise deal with tribal lands and resources; and

**WHEREAS**, The Tribal Business Council finds it appropriate to authorize the ROWs to advance the construction and operation of the Fort Berthold Rural Water System described herein.

**NOW THEREFORE BE IT RESOLVED**, the Business Council hereby consents to the following:

A Right of Way to the United States (the acquiring agency is the Department of Interior, Bureau of Reclamation), for the construction and operation by the Fort Berthold Rural Water, along with the Three Affiliated Tribes, of a new rural water supply system in the **South Segment**. The easement will run a 4 inch water main distribution system being built in the Twin Buttes Community, across Allotment Number **T954A, Section 6, T. 146 N., R. 89 W.**, as more particularly described in Appendix A.1

**BE IT FINALLY RESOLVED**, that the Chairman is hereby authorized to execute such documents and take such further actions as are necessary to carry out the terms and intent of this Resolution.



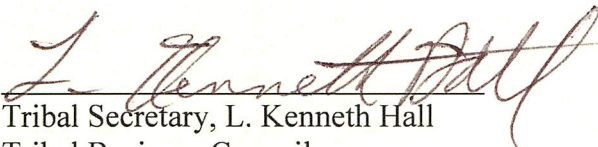
**CERTIFICATION**

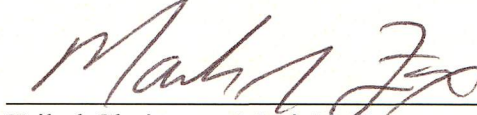
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, were present at a Continuation Meeting thereof duly called, noticed, convened and held on the 30th day of March, 2016, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 1 member not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman  Voting.  Not Voting.

Dated this 30<sup>th</sup> day of March, 2016.

**ATTEST:**

  
Tribal Secretary, L. Kenneth Hall  
Tribal Business Council

  
Tribal Chairman, Mark N. Fox  
Tribal Business Council





APPENDIX A.1

This Project will be piping potable water, designed by the Fort Berthold Rural Water in the **South Segment**. The easement will run a rural water main pipe line from the Twin Buttes Community, across Allotment Number **0954A**, Lots 6 & 7, E½SW¼, SW¼, Section 6, T. 146 N., R. 89 W., Mercer County, 5<sup>th</sup> Principal Meridian of North Dakota

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF INDIAN AFFAIRS

CONSENT OF OWNERS TO GRANT RIGHT-OF-WAY

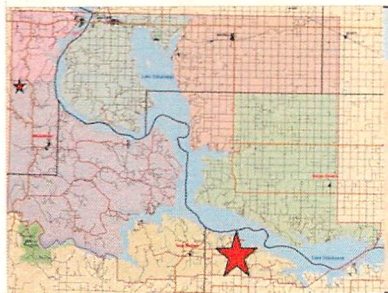
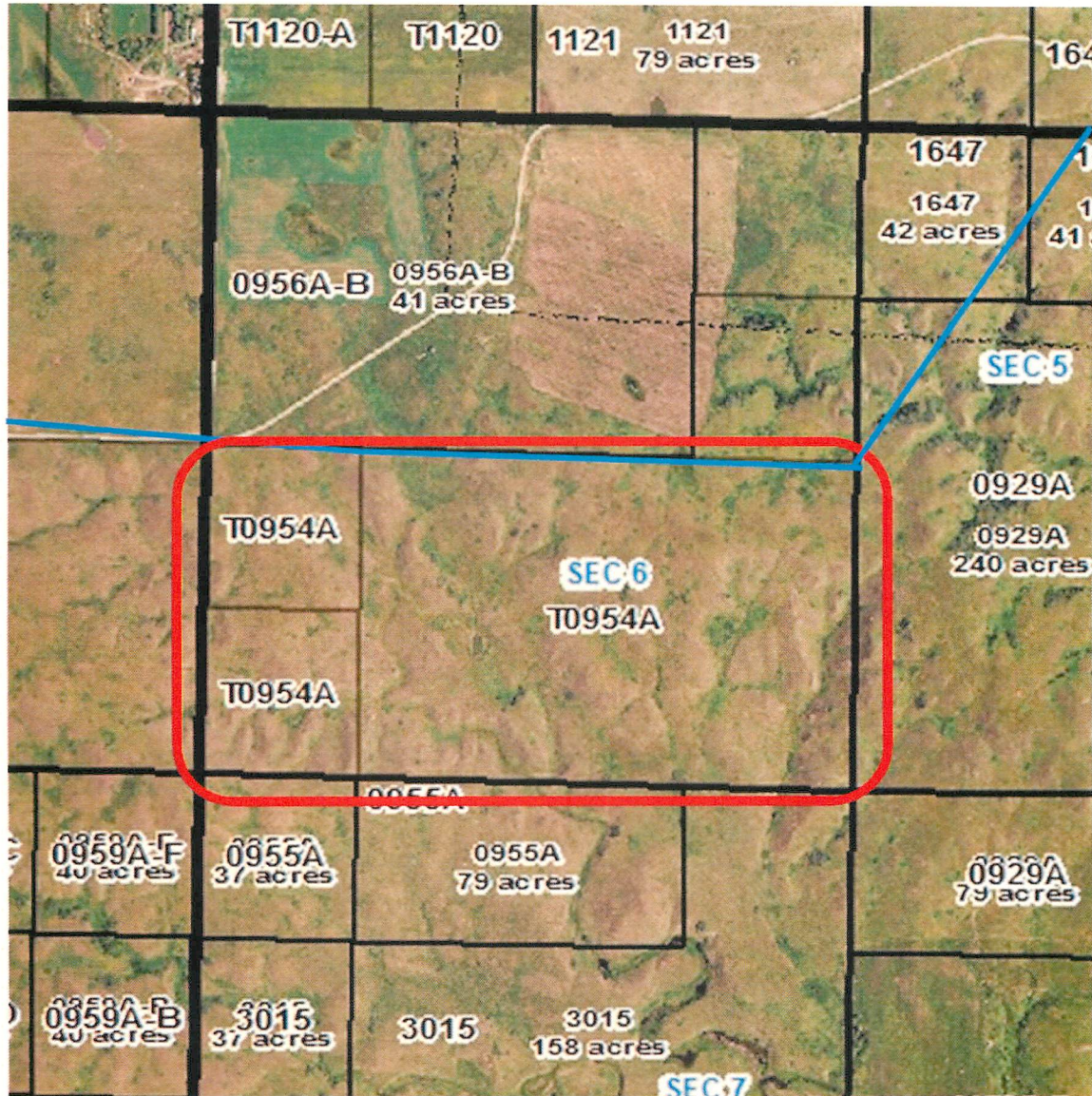
<u>Allotment</u>	<u>Description</u>	<u>% of Share</u>	<u>Offered Value</u>
954A	Lots 6 & 7, E½SW¼, SE¼ Section 6, T. 146 N., R. 89 W.	100%	\$ 777.00

Three Affiliated Tribes do give permission to granting of a right-of-way, for the construction of the Fort Berthold Rural Water distribution project (**as shown on attached map**) and will except payment.

**The Three Affiliated Tribes is also requiring Indian Health Service to submit shape files to the TAT – Easement Office, as required by Tribal Resolution Number 11-047-VJB. This data shall be submitted no later than 30 days after completion of project.**

**As a condition of said consent, it shall be required that language be added to said right of way as follows: Nothing in this grant of right of way shall diminish or be construed to diminish the jurisdiction and sovereign authority of the Three Affiliated Tribes over the above described lands and the Tribe hereby retains its jurisdiction and sovereign authority over said lands.**





**Fort Berthold Reservation - Allotted Land Map**

Allotment Number T954A  
Lots 6&7, E $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , Section 6, T. 146 N., R. 89 W.  
Fort Berthold Rural Water  
Proposed Water Main



Proposed Pipeline  
Area of Interest

