



**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  
BIA 12 Road Project in the West Segment*”**

**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 applications for Rights of Way described herein have been reviewed and recommended for approval in accordance with the MHA Nation’s approved procedure for authorizing ROWs on tribal land; and

**WHEREAS,** The Tribal Business Council finds it appropriate to authorize the ROWs described herein.

**NOW THEREFORE BE IT RESOLVED,** the Business Council hereby consents to the following ROW(s):

The Tribal Roads with the Three Affiliated Tribes will upgrade BIA 12 Road in the **West Segment**. The easement will run a variable widths for construction easements as shown on detail maps (attached) being constructed in the Mandaree Community, across certain tribal lands in:

- a. Allotment Number **0696A-A, W1/2SW1/4, Section 11, T. 149 N., R. 94 W.**, McKenzie County, 5<sup>th</sup> Principal Meridian of North Dakota, with a **0.02%** Tribal interest, as more particularly described in Appendix A.1



- b. Allotment Number **0744A**, **W1/2**, **Section 17**, **T. 149 N.**, **R. 93 W**, McKenzie County, 5<sup>th</sup> Principal Meridian of North Dakota, with a **2.78%** Tribal interest, as more particularly described in Appendix A.2
- c. Allotment Number **0778A**, **E1/2**, **Section 12**, **T. 149 N.**, **R. 94 W.**, McKenzie County, 5<sup>th</sup> Principal Meridian of North Dakota, with a **8.03%** Tribal interest, as more particularly described in Appendix A.3
- d. Allotment Number **0858A**, **S1/2**, **Section 10**, **T. 149 N.**, **R. 94 W.**, McKenzie County, 5<sup>th</sup> Principal Meridian of North Dakota, with a **51.48%** Tribal interest, as more particularly described in Appendix A.4
- e. Allotment Number **1977**, **N1/2**, **Section 25**, **T. 149 N.**, **R. 93 W.**, McKenzie County, 5<sup>th</sup> Principal Meridian of North Dakota, with a **33.33%** Tribal Interest, as more particularly described in Appendix A.5
- f. Allotment Number **T0696A-B**, **SE1/4SW1/4**, **11**, **149 N**, **94 W**, McKenzie County, 5<sup>th</sup> Principal Meridian of North Dakota, with a **100.0%** Tribal interest, as more particularly described in Appendix A.6
- g. Allotment Number **T0696A-C**, **NE1/4SW1/4**, **SE1/4**, **Section 11**, **T, 149 N.**, **R. 94 W.**, McKenzie County, 5<sup>th</sup> Principal Meridian of North Dakota, with a **100.0%** Tribal interest, as more particularly described in Appendix A.7
- h. Allotment Number **T0852A-A**, **NW1/4SW1/4**, **W1/2SW1/4SW1/4**, **Section 22**, **T. 149 N.**, **R. 93 W.**, McKenzie County, 5<sup>th</sup> Principal Meridian of North Dakota, with a **100.0%** Tribal interest, as more particularly described in Appendix A.8
- i. Allotment Number **T0897A**, **Lot 01, 02 & 03**, **E1/2NW1/4**, **NE1/4SW1/4**, **Section 18**, **T. 149 N.**, **R. 93 W.**, McKenzie County, 5<sup>th</sup> Principal Meridian of North Dakota, with a **100.0%** Tribal interest, as more particularly described in Appendix A.9

**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, 6 were present at a Continuation Meeting thereof duly called, noticed, convened and held on the 30<sup>th</sup> day of March, 2016, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [ X ] Voting. [ ] Not Voting.

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

Tribal Secretary L. Kenneth Hall  
Tribal Business Council  
Three Affiliated Tribes

**ATTEST:**

Tribal Chairman Mark N. Fox  
Tribal Business Council  
Three Affiliated Tribes



**APPENDIX A.1**

**APPENDIX A.2**

**APPENDIX A.3**

**APPENDIX A.4**

**APPENDIX A.5**

**APPENDIX A.6**

**APPENDIX A.7**