



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

A Resolution entitled, "Mike Young Bird Fiber Optic Line"

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, Leases and Rights of Way (ROWs) across tribal trust land require the consent of the Tribal Business Council pursuant to federal and tribal law; and

WHEREAS, Applications for Rights of Way on Tribal Land are subject to the requirements of tribal law, including Resolution No. 14-071-VJB (MHA Nation Application for Rights of Way and Use of Right of Way), Resolution No. 14-089-VJB (MHA Nation Pipeline Right-of-Way Terms and Conditions), and Resolution No. 15-045-LKH (Establishing a Procedure for the Approval of Leases, Rights of Way, Setback Variances and Permissions to Survey on Tribal Land); and

WHEREAS, The applications for ROW(s) 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), subject to the respective Company's agreement to and execution of the Terms and Conditions and payment of ROW fees pursuant to Resolution No. 14-089-VJB:

1. A Utility Corridor for Mike Young Bird that includes Reservation Telephone Cooperative for a corridor easement for the insulation of a service line for domestic



use. Across Allotment Number T612A-A, in N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 24, T. 152 N., R. 95 W., with a Tribal interest of 100.0%, McKenzie County, 5th Principal Meridian of North Dakota, 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.

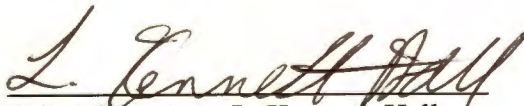
CERTIFICATION

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 Regular Meeting thereof duly called, noticed, convened and held on the 12th day of May, 2016, 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.

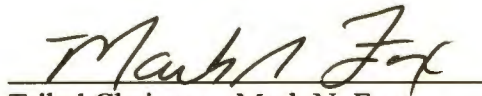
Chairman [X] Voting. [] Not Voting.

Dated this 12th day of May, 2016.

ATTEST:


Tribal Secretary, L. Kenneth Hall

Tribal Business Council


Tribal Chairman, Mark N. Fox

Tribal Business Council



APPENDIX A.1

An Utility Corridor that include, Fort Berthold Rural Water, McLean Electric Cooperative, Reservation Telephone Cooperative and an access road, for a corridor easement for the insulation of a road and service lines for domestic use. Across Allotment Number 0258A, in NE1/4, Section 14, T. 150 N., R. 90 W., with a Tribal undivided interest of 50.33%, McLean County, 5th Principal Meridian of North Dakota

**UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS**

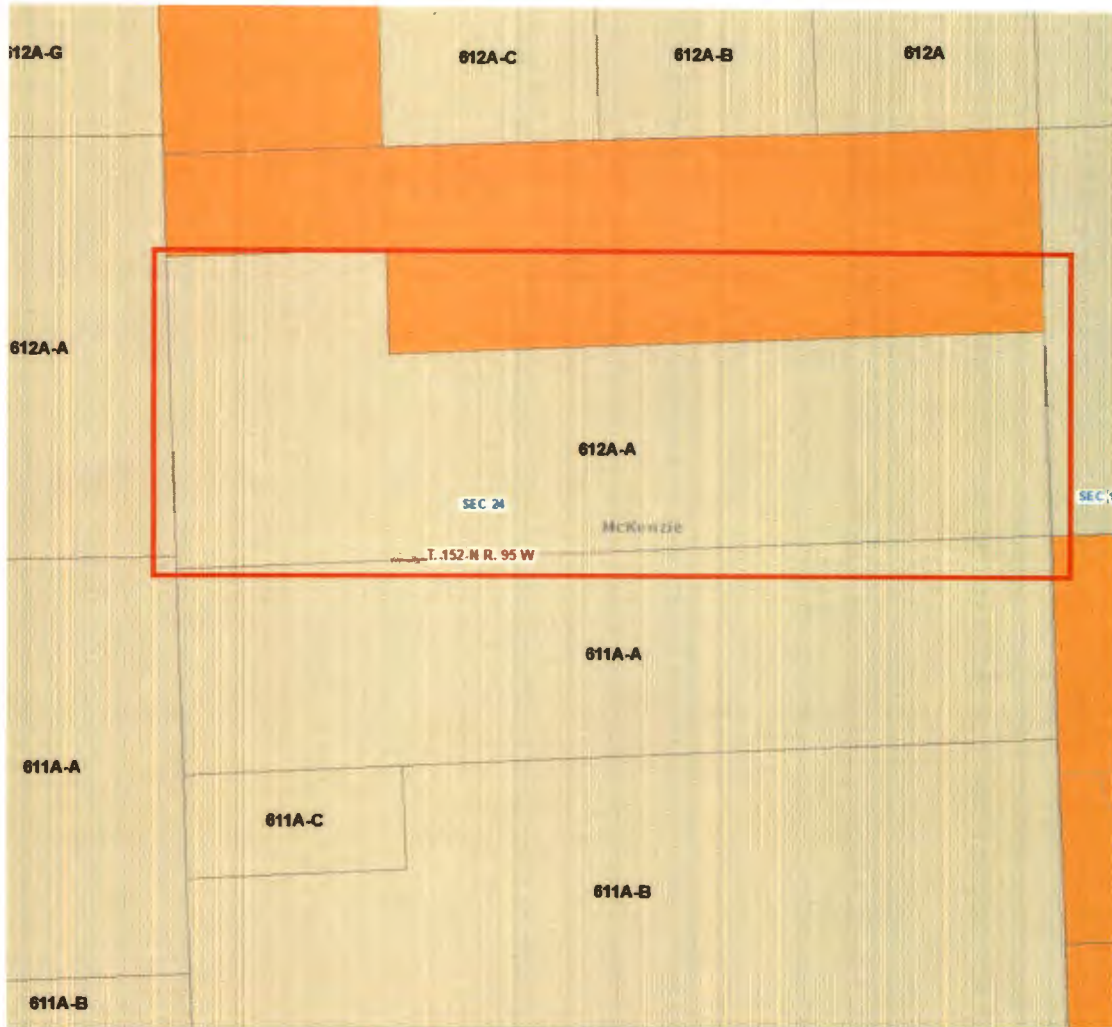
CONSENT OF OWNERS TO GRANT RIGHT-OF-WAY

Allotment	Description	% of Share
T612A-A	N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 24, T. 152 N.R. 95 W.	100.0%

Three Affiliated Tribes do give permission to granting of a right-of-way, for the construction of the Utility Corridor that will be for the Reservation Telephone Cooperative Service Line to the home site. **(as shown on attached map)** and will waive payment.

The Three Affiliated Tribes is also requiring the companies of the service lines 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.



**Project– Mike Young Bird
Allotment No. T612A-A
Sec. 24, T. 152 N., R. 95 W.
N1/2NW1/4SW1/4NE1/4,
N1/2SE1/4NE1/4,
NE1/4SW1/4NE1/4**

