



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

**A RESOLUTION ENTITLED: “*Three Affiliated Tribes Renunciation of Right to Inherit
Fractionated Interests in the Estate of Jared Dwaine Yellow Face*”**

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 under said Act; and

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

WHEREAS, The Constitution of The Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage in activities on behalf and in the interest of the welfare and benefit of the tribes and of the enrolled members thereof; 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 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, Article VI, Section 5 (c) of said Constitution specifically provides that the Tribal Business Council has the power to administer any funds of property within the exclusive control of the Tribes to make expenditures from available tribal funds for public purposes of the Tribes; and

WHEREAS, Tribal member; Jared Dwaine Yellow Face died interstate on April 27, 2015 and did not have any surviving eligible heirs and his only heirs at law are his two siblings, Jolie Marie Bell, and Alexis Victoria Bell; and

WHEREAS, Jared Dwaine Yellow Face owned fractionated interests in trust allotments on the Fort Berthold Indian Reservation which represent less than five percent (5%) of the entire undivided ownership in said allotment; and

WHEREAS, Pursuant to the terms of the American Indian Probate Reform Act (AIPRA), 25 U.S.C. 2206 (a) (2) (D) (iii)(IV) interest of less than five percent will pass to the Indian Tribe having jurisdiction over the interest if there are no surviving eligible heirs and not to the siblings, this provision of the law being known as the single heir rule; and



WHEREAS, Jared Dwaine Yellow Face interest in allotments of less than 5% will descend to the Three Affiliated Tribes under the single heir rule; and

WHEREAS, The Tribal Business Council has the option to renounce the Tribes interests in these allotments provided that it adopts a resolution doing the same and naming a heir for whom the Tribe believes the property should be inherited by; and

WHEREAS There is no objection to the Tribe naming Jolie Marie Bell, 301U-11920 and Alexis Victoria Bell, 301U-11919, as the individuals whom should inherit these fractionated interests in the Estate of Jared Dwaine Yellow Face; and

WHEREAS, The Tribal Business Council has determined that it should renounce it's rights in these fractionated interests and name Jolie Marie Bell, 301U-11920 and Alexis Victoria Bell , 301U-11919, as the successors to inherit said interests; and

NOW THEREFORE BE IT RESOLVED THAT the Tribal Business Council of the Three Affiliated Tribes hereby renounces all right to inherit any interests of five percent (5%) or less pursuant to the American Indian Probate Reform Act, 25 U. S. C. 2206 (a) (2) (D) (iii) (IV) in the Estate of Jared Dwaine Yellow Face **Probate # P000 131733 1P;** and

BE IT FURTHER RESOLVED, That the Tribal Business Council hereby determines that any interest in trust or restricted property that it has renounced in the Estate of Jared Dwaine Yellow Face should be inherited by Jolie Marie Bell and Alexis Victoria Bell. Attached is the division of land interest to each sibling.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 9th day of June, 2016; was duly adopted at such meeting by the affirmative vote of 6, 0 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman Voting Not Voting

ATTEST:

Acting Tribal Secretary Cory Spotted Bear
Tribal Business Council
Three Affiliated Tribes

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