



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

A Resolution entitled, "Consent to Certain Right(s) of Way across Tribal land"

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, A Service Line Agreement for Rural Water, and

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

NOW THEREFORE BE IT RESOLVED, the Tribal 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 waive payment:



1. Allotment Number T0704A-D in the E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 28, Township 147N. Range 91W.; Dunn County, 5th Principal Meridian of North Dakota, containing a 100% share, as more particularly described in Appendix A.1.
2. Allotment Number T1246 in the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 12, Township 148N. Range 88W; McLean County, 5th Principal Meridian of North Dakota, containing a 100% share, as more particularly described in Appendix A.2.
3. Allotment Number T1800 in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 4, Township 148N. Range 93W; Dunn County, 5th Principal Meridian of North Dakota, containing a 100% share, as more particularly described in Appendix A.3.
4. Allotment Number 0139A in the SW $\frac{1}{4}$, Section 32, Township 148N. Range 88W; McLean County, 5th Principal Meridian of North Dakota, containing a .1323945472% share, as more particularly described in Appendix A.4.
5. Allotment Number TT0690A-B, Metes & Bounds in the Section 16, Township 149N. Range 93W; Dunn County, 5th Principal Meridian of North Dakota, containing a 100% share, as more particularly described in Appendix A.5.
6. Allotment Number 1435 in the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 3, Township 150N. Range 92W; Mountrail County, 5th Principal Meridian of North Dakota, containing a 100% share, as more particularly described in Appendix A.6.
7. Allotment Number T3044 in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 33, Township 150N. Range 90W; McLean County, 5th Principal Meridian of North Dakota, containing a 100% share, as more particularly described in Appendix A.2.
8. Allotment Number T5439, Metes & Bounds in Section 15, Township 152N. Range 93W; McKenzie County, 5th Principal Meridian of North Dakota, containing a 100% share, as more particularly described in Appendix A.8.
9. Allotment Number T0549A, Metes & Bounds in the Section 16, Township 152N. Range 93W; McKenzie County, 5th Principal Meridian of North Dakota, containing a 100% share, as more particularly described in Appendix A.9.
10. Allotment Number T0531A-A in the N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 29, Township 152N. Range 94W; McKenzie County, 5th Principal Meridian of North Dakota, containing a 100% share, as more particularly described in Appendix A.10.

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 Special Meeting thereof duly called, noticed, convened and held on the 29th day of August, 2017, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of **6** members, **0** members opposed, **0** members abstained, **1** members not voting, and that said Resolution has not been rescinded or amended in any way.

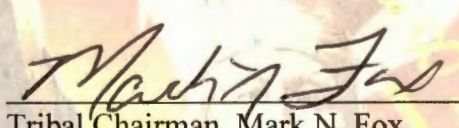
Chairman [] Voting. [] Not Voting.

Dated this 29th day of August, 2017.

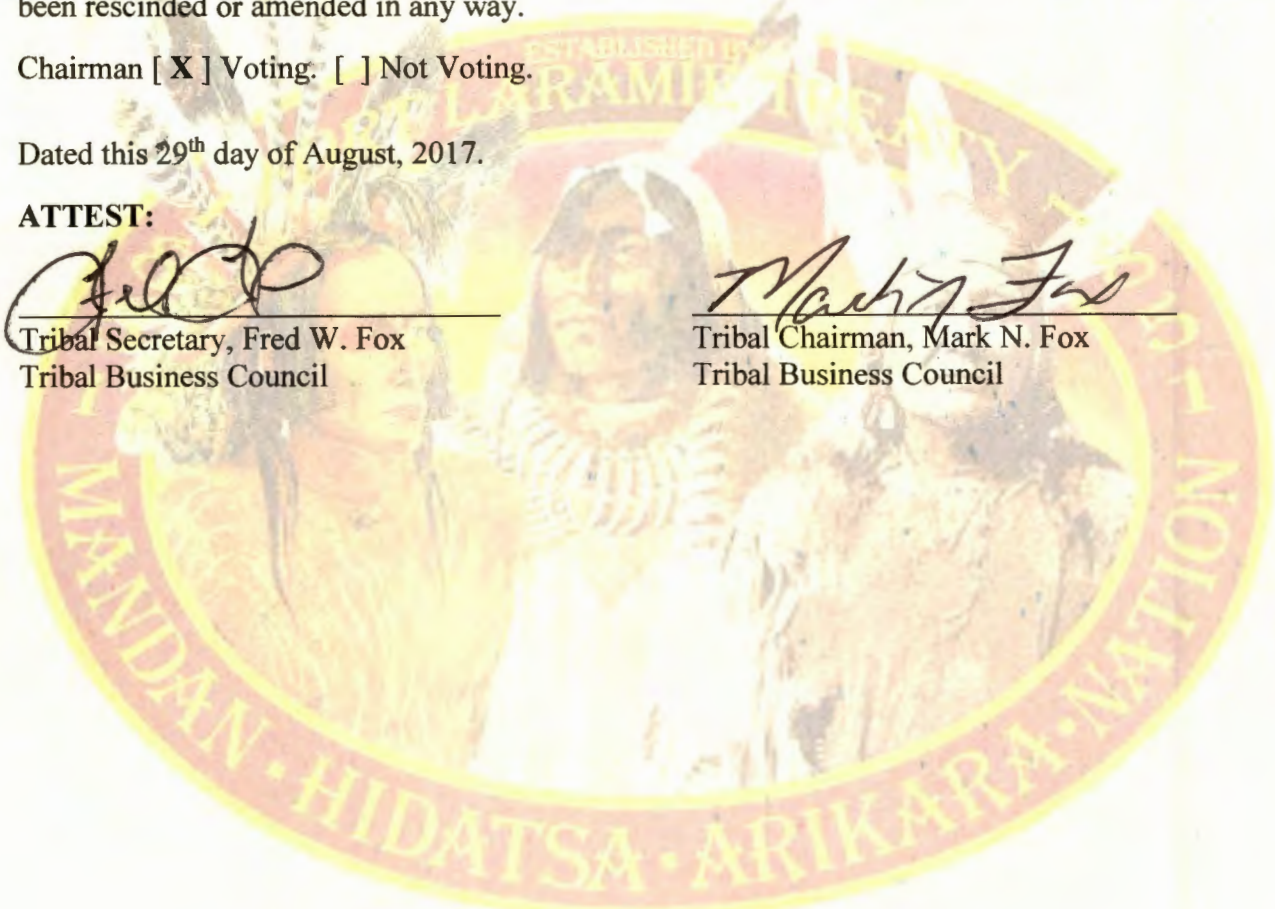
ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council



Tribal Chairman, Mark N. Fox
Tribal Business Council





Mandan, Hidatsa & Arikara Nation

United States Department of the Interior
Bureau of Land Management
Fort Berthold, ND 58503
MND 1583 GMS 1550



Legend



APPENDIX A.1



APPENDIX A.2

**Fort Berthold
Reservation**



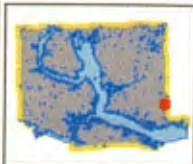
Mandan, Hidatsa & Arikara
Nation

Universal Transverse Mercator
Projection Zone 13,
FWS Principal Meridian
NAD 1983 GRS 1980



T1246

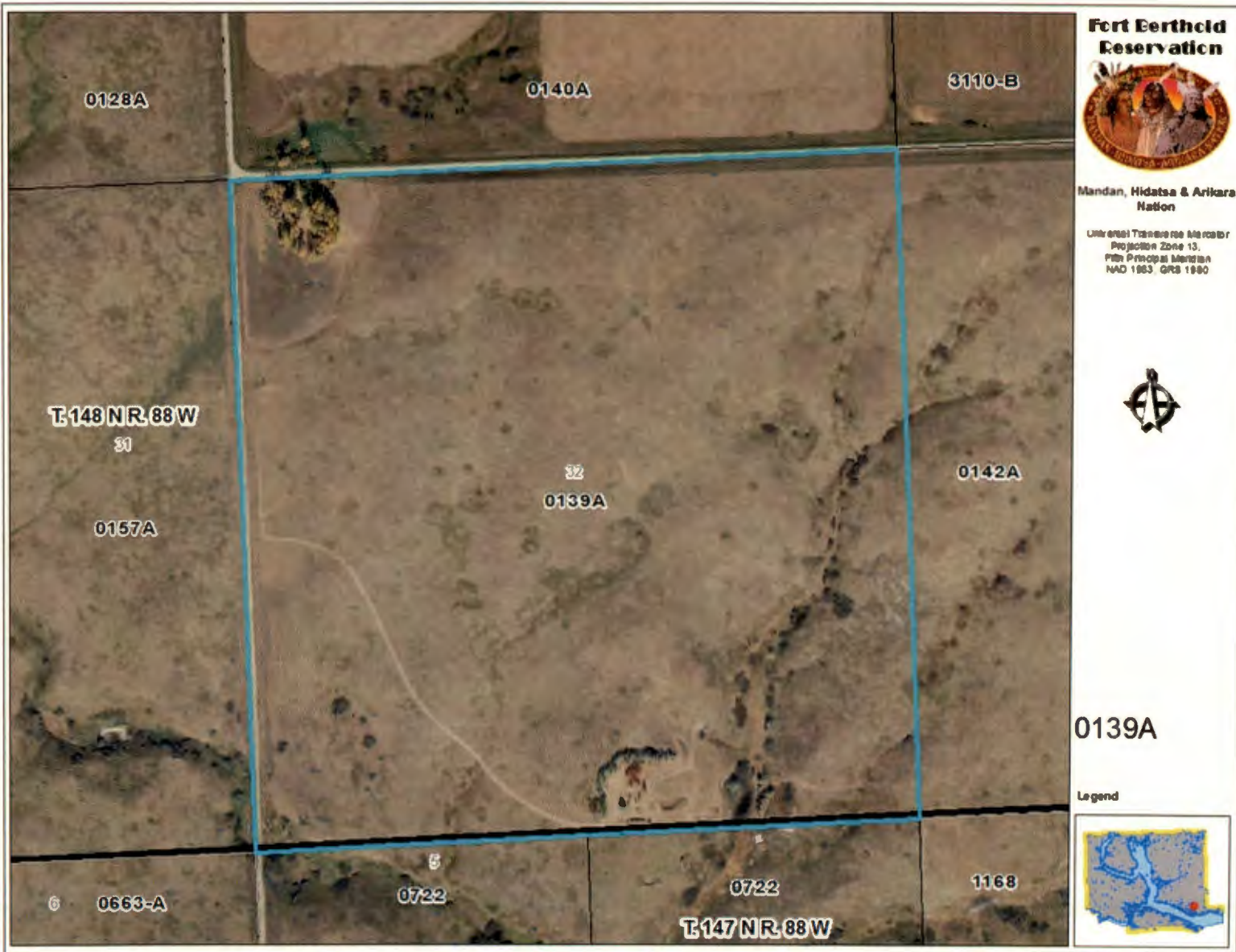
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APPENDIX A.3





APPENDIX A.4



APPENDIX A.5





APPENDIX A.6





APPENDIX A.7





**Fort Berthold
Reservation**



Mandan, Hidatsa & Arikara
Nation

Universal Transverse Mercator
Projection Zone 13
FIPS Principal Meridian
NAD 1983 GRS 1990



T5439

Legend



APPENDIX A.8



**Fort Berthold
Reservation**



Mandan, Hidatsa & Arikara
Nation

Universal Transverse Mercator
Projection Zone 13,
False Principal Meridian
NAD 1983, GRS 1980



APPENDIX A.9

Resolution No. 17-190-FWF





**Fort Berthold
Reservation**



Mandan, Hidatsa & Arikara
Nation

Universal Transverse Mercator
Projection Zone 13
PBM Principal Meridian
NAD 1983 GRS 1980



APPENDIZ A.10

Resolution No. 17-190-FWF



Legend

