

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

- WHEREAS**, This Corporation is an Indian Chartered Corporation as defined by the Indian Reorganization Act of June 18, 1934, and authority is granted under said act; and
- WHEREAS**, The Constitution and Bylaws of the Tribal Corporation charge the Tribal Business Council with the responsibility of performing all legal acts for the welfare and benefit of the Tribe and tribal members; and
- WHEREAS**, Transportation routes are necessary if the reservation is to develop and progress; and
- WHEREAS**, The Bureau of Indian Affairs is responsible for the construction of roads on the reservation; and
- WHEREAS**, Rights-of-way across individual and/or tribal land is required; and
- WHEREAS**, Without the complete rights-of-way, there will be no construction of roads, until the rights-of-way are obtained for the whole project; and
- WHEREAS**, Title 25 C.F.R., Chapter 161.3 explains the procedure in getting rights-of-way. Paragraph C grants the right to the Secretary of the Interior or his representative to issue permission to commence construction, where it is not practicable to secure this right-of-way from the individual owners.

**NOW THEREFORE BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes, Fort Berthold Reservation, request the Superintendent of the Fort Berthold Agency to sign Consent of Right-of-Way for those members of the Tribe that are impracticable to obtain their consent and that the grant will cause no substantial injury to the land or any owner thereof.

**C E R T I F I C A T I O N**

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 16 members

of whom 7 constituting a quorum were present at a special meeting, thereof duly called, noticed, convened and held on the 21 day of January, 1970; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 members opposed, 0 abstentions, 0 present, and that the said Resolution has not been rescinded or amended in any way. Chairman (voting) (not voting).

Dated this 21 day of January, 1970.

*acting Nathan Littlefield*  
Secretary, Tribal Business Council  
Three Affiliated Tribes

ATTEST:

*Vincent N. ...*  
Chairman, Tribal Business Council  
Three Affiliated Tribes

RECEIVED  
JAN 22 1970  
FOR THE CHIEF  
OFFICE OF THE  
BUREAU OF INDIAN AFFAIRS  
WASHINGTON, D.C. 20540

January 30, 1970

Memorandum

To: Area Director, Aberdeen Area

From: Superintendent, Fort Berthold Agency

Subject: Tribal Resolution No. 70-14 - Re: Provisions of Title  
25 CFR 161.3(C).

Title 25 CFR 161.3(C) authorizes the Secretary or his authorized representatives to issue rights-of-way without the consent of land owners under certain circumstances.

The purpose of this resolution is to merely demonstrate the favorable attitude of the Tribal Council and the support of this body in the event a situation is precipitated by invoking this authority by the Bureau. In order that road work proceed in an orderly manner, it appears this authority will have to be employed. This resolution by the Council will assist materially in future right-of-way acquisition.

This explanation is provided for your information.

Superintendent

HRJeaton:d11  
Subject  
Chrono

*Loyal and S. Pace*

Res. No. 70-20

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

WHEREAS, this Corporation is an Indian Chartered Corporation as defined by the Indian Reorganization Act of June 18, 1934 and under its Charter, Constitution and Bylaws, has full power and authority to borrow money under the provisions of Section 10 of said Act; and

WHEREAS, this Corporation is presently conducting a relending program in accordance with the terms and conditions of a "Declaration of Policies and Plan of Operation" adopted by the Tribe and approved by the Area Director on April 28, 1967; and

WHEREAS, this Declaration may be amended or modified from time to time upon request of the Tribal Business Council and approved by the Commissioner in accordance with Paragraph 35 of said Declaration; and

WHEREAS, provisions need to be made for some modifications desired by the Tribe and for inclusion of a program for short term or emergency loans to members of the Tribe; and

NOW THEREFORE BE IT RESOLVED, the Tribal Business Council of the Three Affiliated Tribes hereby:

- (1) Authorizes the filing of a request for modification of the said Declaration.
- (2) Authorizes and instructs its Chairman or Vice-Chairman and its Secretary to prepare and execute the request for modification as indicated above.