

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

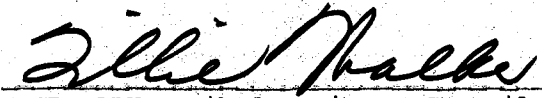
- WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS, the Constitution and Bylaws of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage in activities for the welfare and benefit of the tribes and tribal members; and
- WHEREAS, of the twenty-five (25) CERT tribal members, nineteen (19) have allotted reservation; and
- WHEREAS, some 40% of the energy resources on CERT reservations are individually owned, with some as high as 90%; and
- WHEREAS, CERT was created to represent tribal interests as a whole, and this interest is both governmental and proprietary with respect to tribal land but merely governmental with respect to individually owned allotted surface and subsurface lands; and
- WHEREAS, Tribal governments cannot proceed with orderly, planned, and sound resources development until they have developed policies, procedures, and institutions which include and secure the rights of individual Indian landowners; and
- WHEREAS, there is a need for CERT to strengthen the tribes' participation in decisions affecting resource development. But the job of development of tribal governmental capacities with respect to energy resource is complicated because tribal governmental responsibilities must include individually owned land along with tribal; and
- WHEREAS, because of the complexity of these rules and responsibilities, there exists a need to analyze and clarify: the relationship of tribal government to allotted land interests, the responsibilities of both BIA and the tribes to individual Indian landowners; and
- WHEREAS, the interests of tribal government and those of individual Indian landowners may conflict at some time; it therefore not being in the interests either of tribal government or CERT to undertake the job or representing the interests of individual Indian landowners, trying to balance them with those of the tribes;
- THEREFORE BE IT RESOLVED, that the Three Affiliated Tribes supports CERT in requesting the American Indian Law Center to seek funding with CERT support to undertake a comprehensive review of the rights of individual Indian landowners; to review existing federal and tribal laws and policies and practices; and, to make recommendations for adjustments in federal and tribal policies and practices which will assume the protection of the rights of individual Indian landowners; and, to make recommendations for organizational arrangements by which landowners can have a voice in matters which affect their interests at both the tribal and federal levels.

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

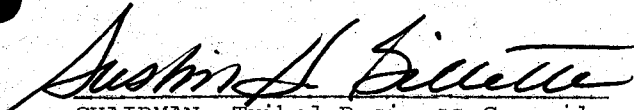
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 11 members of whom 7 constituting a quorum, 9 were present at a Special Meeting, thereof duly called, noticed, convened, and held on the 3 day of January, 1980; that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 9 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 (voting) (~~not voting~~).

Dated this 3 day of January, 1980.

  
SECRETARY, Tribal Business Council

ATTEST:

  
CHAIRMAN, Tribal Business Council