

Resolution No. 82-59

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 is under said Act, and

WHEREAS, The Constitution and By-laws of the Three Affiliated Tribes charge the Tribal Business Council of the Three Affiliated Tribes to protect and preserve the property, wildlife and natural resources of the Tribes, and

WHEREAS, The Three Affiliated Tribes entered into negotiations with the State of North Dakota regarding regulation of fishing activities on Lake Sakakawea, and

WHEREAS, The State and the Tribes have developed the attached interim 1982-83 fishing agreement which addresses the interests of both parties,

NOW THEREFORE BE IT RESOLVED, That the Three Affiliated Tribes does hereby adopt the attached Agreement provided that the State of North Dakota also adopts said Agreement without change or amendment, and

BE IT FURTHER RESOLVED, That the Three Affiliated Tribes Natural Resources Department will work cooperatively with the State in compliance with this Agreement and shall keep the Tribal Business Council informed of the status of the Agreement and any future developments regarding this issue.

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 certifies that the Tribal Business Council is composed of 11 members of whom 7 constitute a quorum were present at a Regular meeting, thereof duly called, noticed, convened and held on the 13th day of May, 1982; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 9 members, 0 opposed, 1 members abstained, members passed, and that said Resolution has not been rescinded or amended in any way.

Page 2. Fishing Agreement Resolution No. 82-59.

Chairman (voting) (~~not voting~~).

Dated this 13 day of May, 1982.

Ellie Walker
Secretary, Tribal Business Council

ATTEST:

Archie H. Bitter
Chairman, Tribal Business Council

REVISED AGREEMENT (05/12/82)

THREE AFFILIATED TRIBES/NORTH DAKOTA STATE FISHING AGREEMENT
ON LAKE SAKAKAWEA FOR THE 1982-83 FISHING SEASON

1. The Three Affiliated Tribes will not assert jurisdiction over non-members on Lake Sakakawea. This covers the 1982-83 fishing season and may be extended to future seasons. This is for the sake of agreement and harmony on the Lake and is not a waiver of the Tribe's claim of jurisdiction on the Lake.
2. The Tribes have adopted relevant parts of the State's 1982-83 fishing proclamation and applicable rules and regulations to insure uniformity in regulatory enforcement and agree to do so on an annual basis.
3. The Tribes will enforce it's fishing regulations against members on the Lake. Members will be required to have a Tribal license and a \$3.00 conservation stamp, but will not be required to have a North Dakota State license.
4. The Tribes will collect a \$3.00 conservation stamp fee from non-members who want to cross Indian land to get to the Lake.
5. The State in announcing it's fishing rules and regulations to the public will include a warning that anyone who crosses Indian land to reach the Lake will be in violation of Federal and Tribal law unless he has a \$3.00 conservation stamp; and that this stamp does not give permission to enter Indian lands without written consent of the landowner.

6. The State will contract with the Tribes to perform some of the fish and game management work the State has been doing in the Take Area under the Corps of Engineers license.

7. Joint enforcement through cross-deputization will be implemented in a manner agreed to by both parties.

8. The Tribe and the State will set up a joint commission to discuss fishing problems on the Lake.