

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, Article IV, Section 5 of the Constitution and Bylaws of the Three Affiliated Tribes provides, in part, that all elections shall be held under the supervision of the Tribal Business Council, or an election board appointed thereby; and
- WHEREAS, Article IV, Section 3(a) of the Constitution and Bylaws of the Three Affiliated Tribes provides, in part, that, in the case of a tie vote for any general membership position on the Tribal Business Council in a regular election, a special run-off election shall be held between the tied candidates for such position for the purpose of electing a successor thereto; and
- WHEREAS, Article III, Section 2(c) of the Constitution and Bylaws of the Three Affiliated Tribes provides, in part, that, if no candidate for the Office of Chairman receives a majority of the votes cast for such Office in a general election, a special run-off election shall be held between the two candidates who received the highest number of votes in such general election for the purpose of electing a successor to such Office; and
- WHEREAS, Seven (7) positions on the Tribal Business Council, in addition to the position of Chief Judge of the Fort Berthold Tribal Court, must be filled by popular vote in the 1982 Election of the Three Affiliated Tribes, and forty-seven (47) qualified voters of the Three Affiliated Tribes have filed their respective Notices of Candidacy for Tribal Office and have been duly certified as candidates by the Tribal Election Board; and
- WHEREAS, Having taken into account the relatively substantial number of candidates who have been duly certified by the Tribal Election Board, it is the considered judgment of the Tribal Business Council that, in all likelihood, a special run-off election will prove to be necessary for the purpose of electing the successor or the respective successors to one or more positions on the Tribal Business Council, as mandated by the Constitution and Bylaws; and
- WHEREAS, Although the 1982 Regular Election of the Three Affiliated Tribes was scheduled to be held on the 28th day of September, the Tribal Election Board officially declared the September 28th proceedings void due to certain election irregularities, thereby having necessitated the designation by the Tribal Business Council of the 2nd day of November, 1982 as the date on which the extended Regular Election shall be held; and

WHEREAS, In view of the circumstances set forth hereinabove, and in the interest of ensuring that the government of the Three Affiliated Tribes continues to function in an orderly and efficient manner throughout the conduct of the 1982 Election and in the interest of finally realizing the effectuation of said 1982 Election in as timely a manner as possible, it is the considered judgment of the Tribal Business Council that the necessity for a special run-off election should be reasonably anticipated thereby and that said Tribal Business Council, should, at this time and pursuant to its Constitutional authority, designate a date on which such a special run-off election shall be held, should one prove to be necessary, as soon in the near future as Constitutionally and procedurally practicable;

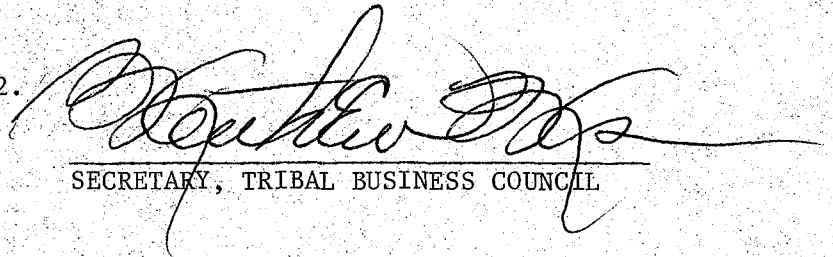
NOW, THEREFORE, BE IT RESOLVED, that, should it prove necessary to hold a special run-off election for the purpose of electing a successor to any position on the Tribal Business Council in the conduct of the 1982 Election of the Three Affiliated Tribes, the Tribal Business Council hereby designates the 22nd day of November, 1982 as the date on which such special run-off election shall be held.

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 constitutes a quorum 8 were present at a Special Meeting, thereof duly called, noticed, convened and held on the 6th day of October, 1982; that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 8 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 6th DAY OF OCTOBER, 1982.


SECRETARY, TRIBAL BUSINESS COUNCIL

ATTEST:


CHAIRMAN, TRIBAL BUSINESS COUNCIL