

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 of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS, Article VI, Section 5(c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer any funds or property within the exclusive control of the Tribes and to make expenditures from available Tribal funds for the public purposes of the Tribes; and
- WHEREAS, Article VI, Section 5(i) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to manage Tribal lands and interests therein; and
- WHEREAS, Article VI, Section 5(j) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to protect and preserve the property of the Tribes; and
- WHEREAS, Article IX, Section 1 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to prevent the sale and other disposition of Tribal lands; and
- WHEREAS, Written notices have been received from the Office of the Mountrail County Treasurer indicating that six (6) lots owned by the Three Affiliated Tribes in fee patent status situated in and around the City of New Town will be up for tax sale, in the event that the respective 1983 real property taxes, together with accrued interest, are not paid on or before the 11th day of December, 1984 [the true and correct photostatic copies of such written notices attached hereto identify the respective legal descriptions of such six (6) lots]; and
- WHEREAS, The Legal Department of the Three Affiliated Tribes is currently researching the issue as to the legal liability of Indian tribes for payment of real property taxes on Tribal lands held in fee patent status within the exterior boundaries of reservations and has informed the Tribal Business Council that the Department is awaiting receipt of legal research materials from the Native American Rights Fund and formal documentation on the issue from the Office of the United States Field Solicitor prior to the commencement of resolving this matter through either litigation or negotiation; and

OFFICE OF MOUNTRAIL COUNTY TREASURER
Stanley, N.D. - Nov. 1st, 1984

PLEASE RETURN THIS NOTICE
WITH YOUR REMITTANCE

You are hereby notified that the 1983 taxes against the following described real estate: Use 5(28)
150-92

have not been paid and unless paid on or before Dec. 11th, 1984, the date of the annual Tax Sale, the above described real property will be up for tax sale.

Three Affiliated Tribes
New Town
ND 58763

BONNIE M. ELIASO
County Treasurer

Tax 67.24
Spec. _____
Int. 6.30
Total 73.54

OFFICE OF MOUNTRAIL COUNTY TREASURER
Stanley, N.D. - Nov. 1st, 1984

PLEASE RETURN THIS NOTICE
WITH YOUR REMITTANCE

You are hereby notified that the 1983 taxes against the following described real estate: Use (21) Ene
Leone 5(28) 150-92

have not been paid and unless paid on or before Dec. 11th, 1984, the date of the annual Tax Sale, the above described real property will be up for tax sale.

Three Affiliated Tribes
New Town
ND 58763

BONNIE M. ELIASO
County Treasurer

Tax 127.32
Spec. _____
Int. 11.71
Total 139.03

OFFICE OF MOUNTRAIL COUNTY TREASURER
Stanley, N.D. - Nov. 1st, 1984

THIS NOTICE
WITH YOUR REMITTANCE

You are hereby notified that the 1983 taxes against the following described real estate: New Town City - Lot 17 Bk 28
Orig

have not been paid and unless paid on or before Dec. 11th, 1984, the

OFFICE OF MOUNTRAIL COUNTY TREASURER
 Stanley, N.D. - Nov. 1st, 1984

PLEASE RETURN THIS NOTICE
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You are hereby notified that the 1983 taxes against the following described real estate: New Town City - Lot 15 Bk 2
Sub-Div. of Portion of Bk 2

have not been paid and unless paid on or before Dec. 11th, 1984, the date of the annual Tax Sale, the above described real property will be up for tax sale.

H. Berthold Comp. Child Care
• Services, Inc.
New Town, N. Dak. 58763

BONNIE M. ELIASON
 County Treasurer

Tax 757.24
 Spec. _____
 Int. 68.40
 Total 825.64

PRIOR TAXES NOT PAID

OFFICE OF MOUNTRAIL COUNTY TREASURER
 Stanley, N.D. - Nov. 1st, 1984

PLEASE RETURN THIS NOTICE
 WITH YOUR REMITTANCE

You are hereby notified that the 1983 taxes against the following described real estate: New Town City - Lot 2 Bk 19
Orig.

have not been paid and unless paid on or before Dec. 11th, 1984, the date of the annual Tax Sale, the above described real property will be up for tax sale.

True Affiliated Tribes
New North

BONNIE M. ELIASON
 County Treasurer

Tax 404.42
 Spec. _____
 Int. 36.62
 Total 441.04

OFFICE OF MOUNTRAIL COUNTY TREASURER
 Stanley, N.D. - Nov. 1st, 1984

PLEASE RETURN THIS NOTICE
 WITH YOUR REMITTANCE

You are hereby notified that the 1983 taxes against the following described real estate: New Town City - Lot 10 Bk 18
Orig.

have not been paid and unless paid on or before Dec. 11th, 1984, the date of the annual Tax Sale, the above described real property will be up for tax sale.

WHEREAS, The Legal Department has further informed the Tribal Business Council that a judicial decision on the issue at hand has not, to date, been rendered in the North Dakota State court system or in the federal court system and that, therefore, such issue must be comprehensively researched before pursuing a negotiated or litigious resolution of the issue; and

WHEREAS, The Legal Department has advised the Tribal Business Council that the Three Affiliated Tribes should, as was the case with the 1982 real property taxes on such six (6) lots, pay the respective taxes under protest and claim a refund of such taxes at such time as the issue at hand has been resolved in favor of the Tribes through either negotiation or litigation;

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council hereby authorizes and directs that the Treasurer of the Three Affiliated Tribes forthwith cause to be paid the 1983 real property taxes, together with the accrued interest thereon, in the total amount of Two Thousand, Three Hundred, Eight, and 22/100 Dollars (\$2,308.22), assessed against the six (6) Tribal lots identified in the attached photostatic copies of the notices and that such payment shall be made under protest from Docket G land purchase funds.

CERTIFICATION

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, 7 were present at a SPECIAL Meeting thereof duly called, noticed, convened, and held on the 3rd day of December, 1984; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 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 3rd day of December, 1984.

Jah Changin
Secretary, Tribal Business Council

ATTEST:

Alyse Spoelhof Beau
Chairman, Tribal Business Council