

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 Three Affiliated Tribes and of the enrolled members thereof; and
- WHEREAS, Article VI, Section 3(a) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to present any claims of the Three Affiliated Tribes and to assist members of the Three Affiliated Tribes in presenting their claims or grievances before any agency of government; and
- WHEREAS, The Three Affiliated Tribes have received formal Notice of Opportunity for Hearing on the application filed with the Public Service Commission of the State of North Dakota by Verlyn L. Huwe, d/b/a Huwe Delivery Service (Case No. S-2387), for a Special Certificate of Public Convenience and Necessity to authorize the following:

"Transportation of general commodities, except liquids in bulk and machinery, not exceeding a total weight, per trip, of 800 pounds in a two-axle vehicle, between Minot and New Town, serving points along U.S. Highway No. 83 and North Dakota Highway No. 23, including Ryder, Makoti, Plaza and Parshall, North Dakota;

RESTRICTED against the transportation of oil-field drilling rigs, oilfield pipe and to oil drilling rig sites and FURTHER RESTRICTED against the transportation of oilfield commodities in excess of 300 pounds per load;"

and

- WHEREAS, The residents of the Fort Berthold Reservation, both enrolled members of the Three Affiliated Tribes and nonmembers, are currently served by and use, to a substantial extent, the New Town Bus Line which serves the communities of New Town and Parshall in transporting people and goods between such communities and Minot, North Dakota on a daily basis; and
- WHEREAS, Numerous enrolled members of the Three Affiliated Tribes have, at their disposal, no means of transportation and are extremely dependent upon the services currently being provided by the New Town Bus Line; and

WHEREAS, The Tribal Business Council has been informed that, should the application of Huwe Delivery Service be granted by the Public Service Commission of the State of North Dakota and a Special Certificate be issued thereby authorizing the transportation of general commodities exclusively and not people, the New Town Bus Line will be forced to terminate its services altogether;

NOW, THEREFORE, BE IT RESOLVED, That, pursuant to North Dakota Century Code 49-18-21, the Tribal Business Council of the Three Affiliated Tribes hereby makes formal protest against the application of Huwe Delivery Service and respectfully requests that the Public Service Commission of the State of North Dakota direct to the Tribal Business Council timely notice of any oral evidentiary hearing on the application, at which hearing three (3) members of the Three Affiliated Tribes will offer testimony to the Commission, requiring approximately ten (10) minutes.

CERTIFICATION

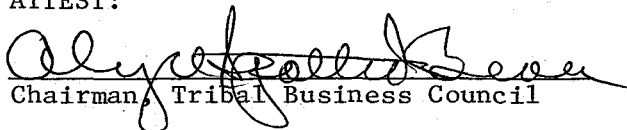
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 11 members of whom 7 constitutes a quorum, 9 were present at a SPECIAL Meeting thereof duly called, noticed, convened and held on the 18 day of DECEMBER, 1984; 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 18 day of DECEMBER, 1984.

  
Secretary, Tribal Business Council

ATTEST:

  
Chairman, Tribal Business Council