

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

- WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS, Article VI, Section 5 (j) of the constitution of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to protect and preserve the property, wildlife, and natural resources of the tribes; and
- WHEREAS, Section 162.3 (4), Title 25 C.F.R., provides that Tribes or Tribal corporations acting through their appropriate officials may grant leases; and
- WHEREAS, Tribally owned farm land is being leased for farming purposes and these leases expire on a rotating basis; and
- WHEREAS, The need existed for the development and implementation of farm leasing policies for tribally owned farm land;

NOW THEREFORE, BE IT RESOLVED, That the following provisions be adopted by the Three Affiliated Tribes for farm leases on tribal land and made part of each farm lease:

I. Period of the Lease

A) The farm leases will be issued for a five year period beginning January 1st of the year following the expiration of the present lease and thereafter beginning on January 1st.

B) Improvement leases will be for a five year period at five (\$5.00) dollars the 1st year, ten (\$10.00) dollars the second year and the going rate thereafter. Improvement leases will apply only to the breaking of new ground and go back land. The BIA will provide the chemical spray for go back land. Verification is required for all improvement leases and will be accomplished through field visits by authorized tribal and BIA representatives.

II. Rates - The rate for Indian preference farm leases are as follows:

White Shield - \$21.00/acre  
Lucky Mound - \$21.00/acre  
Shell Creek - \$17.00/acre  
Mandaree - \$15.00/acre  
Twin Buttes - \$15.00/acre  
Alfalfa/Tame Hay - \$ 9.00/acre

III. Preference and Eligibility

A) Tribal farm leases will be granted to individuals who are enrolled members of the Three Affiliated Tribes and are not

same lease the following order of priorities will prevail:

- 1) Applicants for renewal will have first preference.
- 2) Applicants with less than 500 Indian Preference acres will have second preference.
- 3) Geographical preference will be granted to the applicant who's land directly adjoins the tribal land, or where the tribal land directly adjoins land they have under lease, or which is in reasonably close proximity, and which they use for farming purposes.

IV. Conservation Plans

- A) All conservation plans must be discussed between the farmer and the soil conservationist.
- B) Tribal review of the conservation plans will be required.

V. Lease Procedures

- A) Applications for farm leases may be filed with the Bureau of Indian Affairs.
- B) The lessor signature will be secured from the authorized tribal official and the application returned to the Agency office.
- C) Conservation plans will then be written and attached to the prepared lease, and routed through the Three Affiliated Tribes Natural Resources Department for review and signature by the authorized tribal official. The lease package will then be sent to the lessee for signature.
- D) The lease is then returned to the Bureau of Indian Affairs for final approval by the Superintendent and assigned a contract number. The lessee and lessor will both receive finalized copies of the lease.
- E) Payment is to be made in advance by certified check, cash, bank draft or money order.

VI. Violations and Penalties - Violations and penalties will be handled according to 25 C.F.R., Part 162.14. Authorized officials from the Tribe and the BIA will monitor the leases for compliance.

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, 10 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 10 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<sup>th</sup> day of December, 1984.