

**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 3 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to exercise all necessary sovereign powers for the purpose of exercising the jurisdiction granted by the People in Article I of the Constitution; 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 VI, Section 5(c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer any funds within the exclusive control of the Tribes; and
- WHEREAS,** The Tribal Business Council is authorized and empowered to issue and dissolve nonprofit corporate charters for the respective Reservation communities, which charters enable such communities to organize for the general purpose of promoting and improving the health and social and economic well-being of their respective community members; and
- WHEREAS,** The Tribal Business Council, via Resolution No. 84-107-S, dated the 12th day of April, 1984, issued a nonprofit corporate charter to the Northeast Segment Community Association; and
- WHEREAS,** The Tribal Business Council, via Resolution No. 86-274-C, dated the 11th day of December, 1986, temporarily suspended said nonprofit corporate charter previously issued to the Northeast Segment Community Association in response to and upon the basis of certain allegations of unlawful appropriation of corporate assets for the personal use of a corporate member; and

**WHEREAS,** Said temporary suspension remains in effect and said charter has not been reinstated; and

**WHEREAS,** The misappropriated corporate funds at issue have been reimbursed in full to the corporation as an element of the negotiated settlement of the federal criminal prosecution instituted against the corporate member against whom the allegations of unlawful appropriation of corporate assets had been made; and

**[WHEREAS,** It is the intent of the incumbent Tribal Business Council to likewise grant to any and all Tribal members, who are currently delinquent in the payment of their respective outstanding monetary obligations in favor of the Three Affiliated Tribes, the opportunity to negotiate a settlement in the matter of any such indebtedness, in lieu of being subject to litigation instituted in the first instance by the Tribes for the purpose of disposing of such indebtedness in the appropriate judicial forum; and]

**WHEREAS,** It is the intent of the Tribal Business Council to issue to each of the Reservation Indian communities a nonprofit corporate charter and to approve therefor corporate bylaws which are modeled after the corporate charter previously issued to and bylaws previously approved for the Four Bears Community Development Corporation; and

**WHEREAS,** It is the further intent of the Tribal Business Council to take herein the action necessary to dissolve the nonprofit corporate charter previously issued to the Northeast Segment Community Association, which charter is currently under suspension, and to protect and preserve, on behalf of the members of said Community Association, any and all funds being maintained in the CD Account of the Community Association.

**NOW, THEREFORE, BE IT RESOLVED,** That the Tribal Business Council hereby rescinds Resolution No. 84-107-S and Resolution No. 86-274-C.

**BE IT FURTHER RESOLVED,** That the Tribal Business Council hereby authorizes and directs the Parshall/Lucky Mound Segment representative of the Council to forthwith hold and conduct community meetings among the Tribal members resident in the Northeast Segment of the Reservation for the purpose of proposing, discussing, and drafting appropriate provisions for inclusion in a nonprofit corporate charter and bylaws for the Northeast Segment community to be modeled after the nonprofit corporate charter previously issued to and the bylaws approved for the Four Bears Community Development Corporation.

**BE IT FURTHER RESOLVED,** That the Tribal Business Council hereby encourages the Tribal members resident in the Northeast Segment of the Reservation to present to the Tribal Business Council for approval, at the earliest practicable date, a proposed nonprofit corporate charter and bylaws modeled after the nonprofit corporate charter previously issued to and the bylaws approved for the Four Bears Community Development Corporation.

**BE IT FURTHER RESOLVED,** That the Tribal Business Council hereby authorizes and directs the appropriate officers of the Peoples Bank & Trust, in Parshall, North Dakota, to forthwith cause a freeze to be placed upon the CD Account currently being maintained in said financial institution by the Northeast Segment Community Association, until such time as the Tribal Business Council should authorize and direct that such freeze be recalled.

**BE IT FURTHER RESOLVED,** That the Tribal Business Council hereby authorizes and directs Edward Lone Fight and Lawrin Hugh Baker, Chairman and Treasurer of the Tribal Business Council respectively, to execute a new signature card for the CD Account maintained by the Northeast Segment Community Association in Peoples Bank & Trust and further authorizes and directs the appropriate officers of Peoples Bank & Trust to replace the currently maintained signature card for said CD Account with the new signature card executed by the above-identified officials of the Three Affiliated Tribes.

**BE IT FURTHER RESOLVED,** That the Tribal Business Council hereby directs that the prospective Board of Directors of the Northeast Segment community, duly elected pursuant to the nonprofit corporate charter to be issued to and the bylaws to be approved for said community by the Tribal Business Council, submit to the Tribal Business Council, within a period of five (5) business days from the date of said Board of Directors election, a complete written and documented accounting of the expenditures of (1) the community revenue sharing funds as prescribed by law and (2) any and all other funds received by the community within the three (3)-year period next preceding the date of this Resolution.

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 7 members of whom 5 constitute a quorum, 5 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 22<sup>nd</sup> day of May, 1987; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated the 22<sup>nd</sup> day of May, 1987.

  
Secretary, Tribal Business Council

**ATTEST:**

  
Chairman, Tribal Business Council