

**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,** The Three Affiliated Tribes Tribal Business Council recognizes the need for an adequate rural transportation system to provide access for the Tribal people; and
- WHEREAS,** The Tribal Business Council has determined that the Bureau of Indian Affairs should proceed with the construction of several highway projects on the Fort Berthold Reservation in order to accomplish the above cited public purposes; and
- WHEREAS,** The Tribal Business Council Transportation Committee is authorized to set or update (the last priorities being set in 1988 under Resolution 88-119-TL) Road Construction Project Priorities for the Fort Berthold Indian Reservation; and
- WHEREAS,** The Tribal Business Council Transportation Committee must inform the Bureau of Indian Affairs of additional road priorities to be included on the existing Roads System; and
- WHEREAS,** The Bureau of Indian Affairs has requested the Tribal Business Council to grant to the United States of America appropriate road rights-of-way easements across tribally owned trust land for these purposes; and
- WHEREAS,** The Three Affiliated Tribes Business Council has the legal and constitutional authority to make such grants of easements, subject to the necessary and appropriate reservation of rights as it sees fit to impose on such grants; and

**NOW, THEREFORE, BE IT RESOLVED,** That the following is the Tribal Business Council Transportation Committee's updated Road Priority Schedule:

Priority #1 1989	Mossett Bay Road	4.5 Miles
Priority #2 1990	Figure Four Road	3.0 Miles
Priority #3 1991	Wells Road (3.7 Miles)	Snow Road (1.5 Miles)

**BE IT FURTHER RESOLVED,** The Three Affiliated Tribes Business Council, subject to the reservations herein, approves the grants of road rights of way easements for the three (3) highway project priorities described above; and

**BE IT FURTHER RESOLVED,** That the Three Affiliated Tribes Business Council hereby reserves the following rights in the grant of these easements to the United States of America as specified herein:


1. The Three Affiliated Tribes Business Council must expressly approve in writing any assignment, conveyance, or transfer of any interest in these said easements by the United States of America to any third party.
2. The Three Affiliated Tribes must expressly approve in writing the relocation by any existing utilities of their service lines within the easements so granted to the United States of America and any affected utility must present sufficient evidence to the Tribes that it has complied with all applicable federal and tribal laws regarding the operation of its utility service on the Fort Berthold Reservation.
3. Upon the expiration of the term of the easements herein granted to the United States of America, or upon the violation of the terms and conditions of the easements so granted, the easement interests, including all improvements thereon, shall revert to the full ownership of the Three Affiliated Tribes.

**BE IT FURTHER RESOLVED,** That the Three Affiliated Tribes shall seek Special Project Demonstration Fund's from the State of North Dakota Highway Department and the Road's Chairman is authorized to commit BIA Road Fund's to be used as Matching fund's for construction of the Mossett Bay Road if needed.

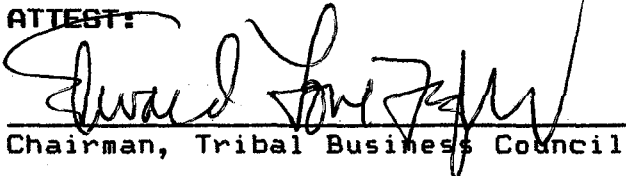
C E R T I F I C A T I O N

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, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 13th day of June, 1989; 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.

Dated the 13th day of June, 1989.

  
Secretary, Tribal Business Council

ATTEST:

  
Chairman, Tribal Business Council