

Resolution No. 90-19-76

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**, 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 IX, Section 6, of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to purchase land; and
- WHEREAS**, The Tribal Business Council of the Three Affiliated Tribes have received a loan from the Farmers Home Administration (FmHA) in the amount of \$2,000,000 with repayment amortized over a period of forty (40) years at an interest rate of five percent (5%); and
- WHEREAS**, The Three Affiliated Tribes also have funds available to purchase land utilizing various docket funds; and
- WHEREAS**, The Three Affiliated Tribes have spent less than \$800,000 of the FmHA loan because the Tribes have utilized these funds to purchase those lands where the lease or rental income is sufficient to make the annual loan payment; and
- WHEREAS**, The Three Affiliated Tribes are in danger of losing the opportunity to expend the unspent balance of the loan due to the terms of the loan which require that the loan funds be utilized in two years; and
- WHEREAS**, There are numerous tracts of lands available for sale to the Three Affiliated Tribes which could be purchased utilizing the FmHA loan; provided that, funds are available to supplement the income from the tracts available for purchase, in order that the annual loan payment can be made in future years; and

**WHEREAS**, Land purchase funds from Dockets 350 D and G can be utilized to supplement the income from the tracts available for purchase and thereby insure that the annual loan payment to FmHA is made even if the tracts do not "cash flow".

**NOW THEREFORE BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes hereby revises the tract acquisition priority system for the FmHA loan funds as follows:

<u>Location</u>	<u>Points</u>
Adjacent to Taken Area	15
Homestead Area	10
Other Reservation Areas	5
Maximum Points Available	25

<u>Land Use</u>	<u>Points</u>
Cultivated Farmland	15
Hayland	10
Range Land	5
Maximum Points Available	15

<u>Land Ownership</u>	<u>Points</u>
Single Ownership	20
Undivided Interest >50%	10
Undivided Interest <50%	5
Maximum Points Available	20

Maximum Points Available 60

**BE IT FURTHER RESOLVED**, That Tribal Business Council hereby obligates future Docket 350 G and D land acquisition funds to supplement FmHA loan payments on an as needed basis.

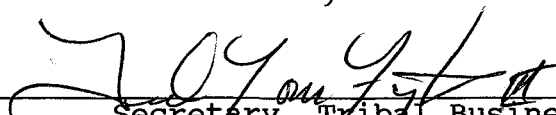
#### C E R T I F I C A T I O N

I the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitutes a quorum, 6 were present at a Regular Meeting, thereof duly called, noticed, convened, and held on the 6th day of February, 1990; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 4 members, 2 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

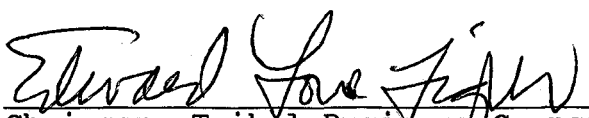
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Chairman (voting) (not voting).

Dated this 10th day of February, 1990

  
Secretary, Tribal Business Council

ATTEST:

  
Chairman, Tribal Business Council