

**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 benefits of the Tribes and of the enrolled members thereof; and

WHEREAS, The Natural Resources Committee of the Tribal Business Council approved the exchanges of land between the Three Affiliated Tribes and P. Diane Avery, under the terms and conditions stated below; and

NOW, THEREFORE, BE IT RESOLVED, That the Three Affiliated Tribes Tribal Business Council approves the exchange of lands described below, exclusive of minerals, held in trust by the United States of America for the Three Affiliated Tribes and lands held in FEE status by P. Diane Avery, 301-U3041, hereby authorized the Chairman of the Tribal Business Council, its Secretary, and Superintendent of the Fort Berthold Agency, the Area Director, and the Commissioner of Indian Affairs to prepare all documents and to do all things necessary to exchange lands for which title is to be transferred to the Tribe and P. Diane Avery, under the terms and conditions as stated below:

BE IT FURTHER RESOLVED, That this particular land exchange shall be exempted from the requirements of Resolution No. 88-261-TLF

P. DIANE AVERY

1174 (FEE) E1/2SE1/4 Sec. 7, T. 149 N., R. 91 W., containing 80.00 acres, more or less, exchanging 1/1 interest, valued at \$11,900.00

TRIBAL LAND

T2059 NE1/4SW1/4, E1/2NE1/4NW1/4SW1/4 Sec. 16, T. 150 N., R. 94 W., containing 45.00 acres, more or less, valued at \$3,825.00

T601A S1/2NW1/4 Sec. 16, T. 150 N., R. 94 W., containing 80.00 acres, more or less, valued at \$8,000.00

Ms. Avery will waive the difference of \$75.00 to the Tribe.



MANDAN, HIDATSA, & ARIKARA NATION

Three Affiliated Tribes • Fort Berthold Indian Reservation

HC3 Box 2 • New Town, North Dakota 58763-9402

September 1, 1995

TRIBAL BUSINESS COUNCIL

Office (701) 627-4781

Fax (701) 627-3805

DIRECTIVE TO:

Mr. Kyle Baker, Director
Natural Resources Department
Three Affiliated Tribes
HC3, Box 2
New Town, North Dakota 58763

Attention: Tribal Realty Office

SUBJECT: P. Diane Avery Land Exchange

Dear Mr. Baker:

Attached is a copy of Resolution Number 95-170-DSB, which was formally approved yesterday, regarding the above land exchange.

For the record, this resolution was formally and legally passed on December 13, 1994, and this is not necessarily a reapproval or original approval, rather, this is just an affirmation of a technical amendment, that being one word and replacement of a phrase, and the original resolution was indeed passed last December.

At the Tribal Business Council Meeting held yesterday, Motion was made by Mark N. Fox that Council just approve of the technical amendments to this resolution, with the understanding that the original resolution was indeed passed last December. Motion was Seconded by Edwin Hall. Vote was 6 in favor, 1 opposed, 0 abstentions. Motion was PASSED. (Mr. Fox also recommended a new number be assigned.)

Also, in addition to this Motion, because of the delay caused by this minor technical amendment, Natural Resources is hereby directed to move expeditiously in getting this land exchange processed, and making the actual transfer and exchange a final reality.

Daylon Spotted Bear

Daylon Spotted Bear
Executive Secretary
Three Affiliated Tribes

Russell D. Mason, Sr.
Chairman
Three Affiliated Tribes

attachment to R#95-170-DSB

RESOLUTION
OF THE
SOVEREIGN 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 Natural Resources Committee of the Tribal Business Council approved the exchanges of land between the Three Affiliated Tribes and P. Diane Avery, under the terms and conditions stated below; and

NOW, THEREFORE, BE IT RESOLVED, That the Three Affiliated Tribes Tribal Business Council approves the exchange of lands described below, exclusive of minerals, held in trust by the United States of America for the Three Affiliated Tribes and lands held in trust by the United States of America for P. Diane Avery, 301-U3041, also to include lands in Fee status, hereby authorizes the Chairman of the Tribal Business Council, its Secretary, and Superintendent of the Fort Berthold Agency, the Area Director, and the Commissioner of Indian Affairs to prepare all documents and to do all things necessary to exchange lands for which title is to be transferred to the Tribe and P. Diane Avery, under the terms and conditions as stated below:

P. Diane Avery

1174 E1/2SE1/4 7-149-91 containing 80 acres, exchanging a 1/1 interest, valued at \$11,900.00.

(FEE)

Tribal Land

T2059 NE1/4SW1/4, 1 E1/2NE1/4NW1/4SW1/4 16-150-94 containing 45 acres, valued at \$3,825.00.

T601A S1/2NW1/4 16-150-94 containing 80.00 acres, valued at \$8,000.00.

~~(FEE)~~

Resolution No. 94 # 36 MW
Page Two (2)
P. Diane Avery Land Exchange

Mrs. Avery will waive the difference of \$75.00 to the Tribe.

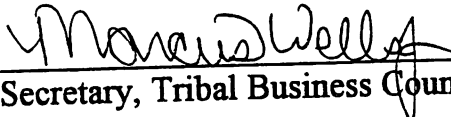
BE IT FURTHER RESOLVED, That this particular land exchange shall be exempted from the requirements of Resolution No. 88-261-TLF.

CERTIFICATION

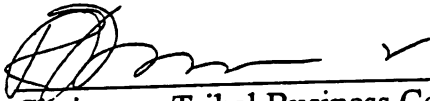
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 8th day of December, 1994; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 1 members opposed, 1 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 13th day of December, 1994.


Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council

P. Diane Avery Reso.
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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 7 members of whom 5 constitutes a quorum, 7 were present at a Special Meeting, thereof duly called, noticed, convened and held on the 31st day of August 1995, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 1 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 31st day of August, 1995

Daylon Spotted Bear
Secretary, Tribal Business Council

Attest:



Chairman, Tribal Business Council