

**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(a) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to present and prosecute any claims of the Three Affiliated Tribes in any court or agency of government and to employ legal counsel for such purpose; 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 to make expenditures from available Tribal funds for the public purposes of the Tribes; and

**WHEREAS,** The Tribal Business Council has identified a number of legal claims, the prosecution of which would likely result in the entry of various monetary judgments in favor of the Three Affiliated Tribes, and has determined that the interests and welfare of the Tribes dictate the expeditious prosecution of such claims by legal counsel based on or in near proximity to the Fort Berthold Reservation; and

**WHEREAS,** It is the further considered determination of the Tribal Business Council that none of the in-house attorneys retained by the Tribes on an employment basis would be in any reasonable position to pursue the identified legal claims, due to the excessive and burdensome caseloads currently maintained by the respective attorneys;

**NOW, THEREFORE, BE IT RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes hereby delegates to the Judiciary Committee of the Council the authority, and directs said Committee, to negotiate the terms of a contractual arrangement between the Tribes and legal counsel based on or in near proximity to the Fort

Berthold Reservation for the purpose of prosecuting identified special claims of the Three Affiliated Tribes.

**BE IT FURTHER RESOLVED**, That any such negotiated contractual arrangement shall be subject to the review and approval by and execution on behalf of the full Tribal Business Council, as a condition of its becoming effective and enforceable.

**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, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 12<sup>th</sup> day of October, 1995; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 0 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 12<sup>th</sup> day of October, 1995.

Acting Edna Hall  
Secretary, Tribal Business Council

ATTEST:

[Signature]  
Chairman, Tribal Business Council