

**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 benefits of the Tribes and of the enrolled members thereof; and
- WHEREAS, by Resolution No. 96-206-DSB, dated October 10, 1996, the Tribal Business Council declared the Counties of Mercer, Mountrail, McLean, McKenzie, and Dunn, as disaster areas due to the unprecedented losses to crops and pastures, including those that produce hay, as a result of unusual and damaging weather occurring in the previous eight month period; and
- WHEREAS, The Government of the Three Affiliated Tribes, recognizing the perilous conditions existing as a result of the severity of winter weather, set forth its Proclamation on November 27, 1996, declaring the state of emergency existing on the Fort Berthold Reservation; and
- WHEREAS, The Federal Government formally recognized the disastrous conditions existing in the States of North and South Dakota by Presidential Disaster Declaration on January 12, 1997; and
- WHEREAS, The Tribal Business Council, fully recognizing the depressed situation existing on the Fort Berthold Reservation compounded by the disastrous conditions resulting in the President's Declaration of Disaster; desires to seek avenues by which tribal members may be most beneficially served; and
- WHEREAS, The Tribal Business Council wishes to pursue the Congressional declaration of policy set forth under the Indian Financing Act of 1974, (P.L. 93-262, as amended), specifically with regard to title IV of the Act, Indian Business Grants,

and its purpose to stimulate and increase Indian entrepreneurship and employment by providing equity capital through non-reimbursable grants by the Secretary of the Interior to individual Indians and Indian Tribes; and

WHEREAS, The Tribal Business Council, aware of the provisions of the Indian Financing Act of 1974, contained in Title I and II, intended to provide capital on a reimbursable basis, prefers the transfer of appropriated funds established in accordance with Title II of the Indian Financing Act of 1974, as amended, that would serve to comply with the provisions contained under Title IV of the Act; and

WHEREAS, The Tribal Business Council desires to pursue the avenue whereby Three Million Dollars (\$3,000,000), and any and all related funds, may be transferred from the Bureau of Indian Affairs Guaranteed Loan Program, from any and all related-funding sources, to the Indian Business Development Grant Program, specifically for Native American Tribes under the jurisdiction of the Aberdeen Area Office, affected by the President's Disaster Declaration; and

WHEREAS, The Tribal Business Council requests that One Million Dollars (\$1,000,000) be made available as Technical Assistance Grant Funds specifically for Native American Tribes under the jurisdiction of the Aberdeen Area Office, affected by the disastrous conditions resulting in the President's Disaster Declaration; and

WHEREAS, The Tribal Business Council appreciates the President's rational and intent to create a Government "that works better and costs less" and therefor desires to pursue the avenue by which Secretarial authority for approval of transactions under provisions of the Indian Financing Act of 1974, as amended, is locally delegated.

**NOW THEREFORE BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation elects to pursue the transfer of appropriated funds established in accordance with Title II of the Indian Financing Act of 1974, as amended, that would serve to comply with provisions contained under Title IV of the Act; and

**BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, in its election set forth above, requests the transfer of Three Million Dollars (\$3,000,000) of appropriated and related program funding sources, established in accordance with Title II (Loan Guaranty and Insurance), P.L. 93-262, as amended, in order that non-reimbursable grants may be made available to establish, expand, and stimulate profit-making

Indian owned agricultural and economic enterprises on or near Reservations under the jurisdiction of the Aberdeen Area Office identified by the Federal Government as disaster areas;

**FURTHER, BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation requests that the Department of Interior make available One Million Dollars (\$1,000,000) as Technical Assistance Grant Funds for the benefit of Native American Tribes under the jurisdiction of the Aberdeen Area Office, and

**BE IT FINALLY RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation elects to pursue the avenue whereby Secretarial authority to approve transactions under provisions of P.L. 93-262, as amended, is locally delegated.


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 seven (7) members, of whom five (5) constitute a quorum, 7 were present at the Special Meeting thereof duly called, noticed, convened and held on the 30<sup>th</sup> day of January, 1997; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed; 0 members abstained; and 0 members not voting, and that the said Resolution has not been rescinded or amended in any way.

Dated this 30<sup>th</sup> day of January, 1997.

Daylon Spotted Bear  
Secretary, Tribal Business Council

ATTEST:

  
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Chairman, Tribal Business Council