

**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 has, in the past, indicated its concern about the safety problems that exist for vehicles and their passengers when domesticated animals wander off of unfenced grazing land, (also known as "open range") into paved road rights-of-way adjacent to the unfenced land, as noted in Resolution 90-95-TL, passed by the Tribal Business Council on April 25, 1990; and

WHEREAS, Resolution 90-95-TL established a Closed Range Ordinance, which specifies in Section 3.1 that it is the responsibility of the "holder of the easement for the right of way to initially fence the right-of-way away from the grazing lands."; and

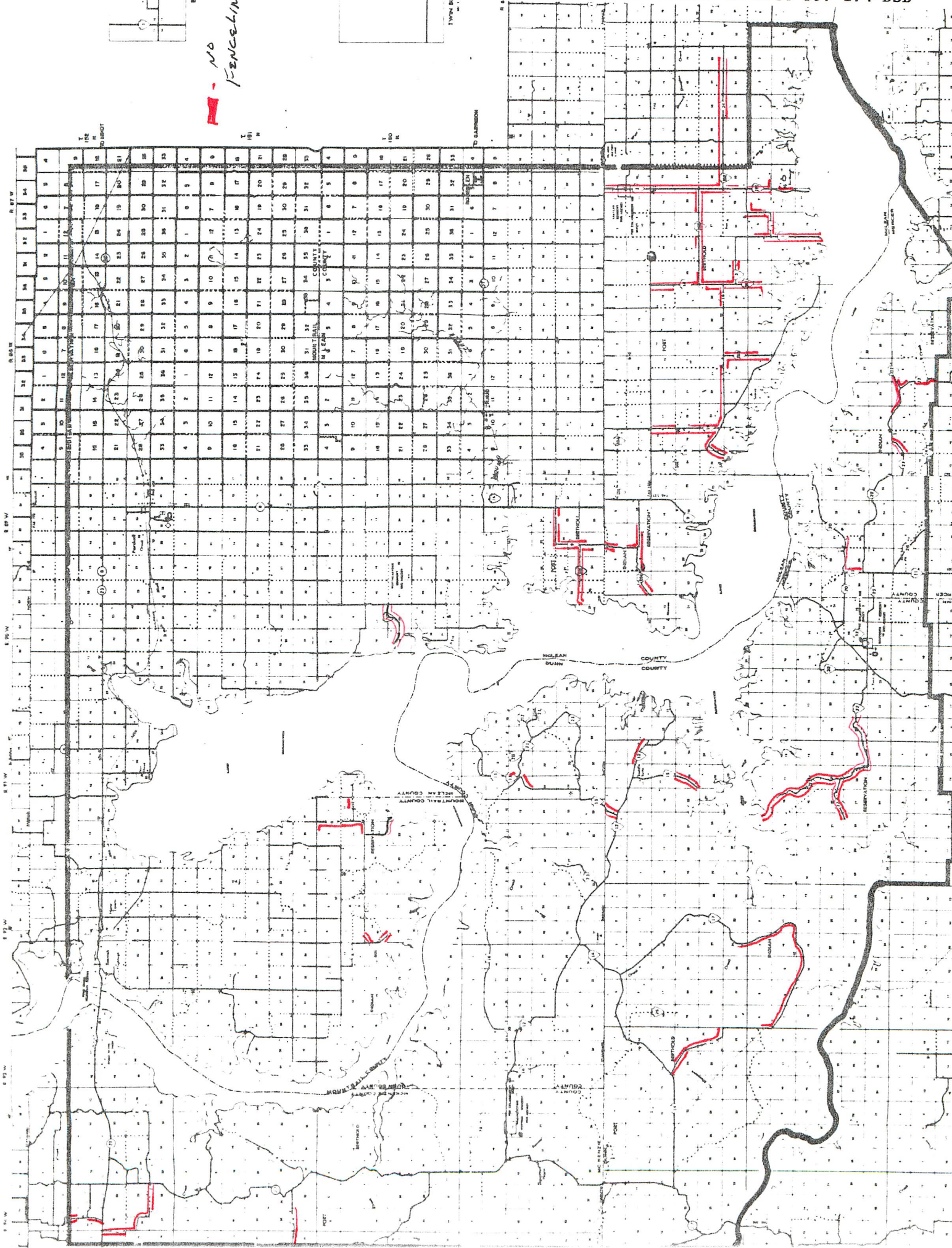
WHEREAS, The Tribe is seeking compliance with this Resolution by all holders of such rights of way, including the State of North Dakota and any county which maintains a paved right of way within the boundaries of the Fort Berthold Indian Reservation; and

WHEREAS, As shown on the attached map of various state and county rights of ways which exist within the boundaries of the Fort Berthold Reservation, there exist various state and county rights of ways which are as yet unfenced;

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby requests that the State of North Dakota and any County which maintains a paved road within the boundaries of the Fort Berthold Reservation honor Resolution 90-95-TL of the Three Affiliated Tribes, and install appropriate fencing along such rights-of-way as are as yet unfenced to protect all those persons who travel such roads; and

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Tribal Business Council authorizes its Natural Resources Committee to continue to monitor compliance with Resolution 90-95-TL by the State of North Dakota and any county which maintains paved roads with the boundaries of the Fort Berthold Reservation and to report back to the Tribal Business Council the extent to which the State and various counties have complied with Resolution 90-95-TL.

NO FENCING LINE




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 12th day of August, 1997; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 12th day of August, 1997.

Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:



Chairman, Tribal Business Council