

**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 5(c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer the funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for public purposes of the Tribes; and
- WHEREAS,** Article IX, Section 6 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to purchase any lands for and on behalf of the Three Affiliated Tribes; and
- WHEREAS,** Via Resolution #98-39-DSB, dated March 18, 1998, the Tribal Business Council approved the prospective purchase of Allotment 595A-C (exclusive of minerals), which tract was intended to be used as the location of a newly-constructed sewage lagoon for the Four Bears area of the Fort Berthold Reservation; and
- WHEREAS,** The intended purchase of Allotment 595A-C has not, to date, been perfected, due to the fact that an incorrect legal description of the Allotment at issue was set forth in Resolution #98-39-DSB and that the **actual** tract comprising Allotment 595A-C was deemed unsuitable for the location of the proposed sewage lagoon in the expert judgment of engineering staff employed with the Indian Health Service, as related to the Tribal Business Council in a February 1999 meeting; and
- WHEREAS,** Based on the judgment and recommendation of the Indian Health Service engineering staff, the Tribal Business Council has determined that Allotment 595A-C cannot be used for the above-identified intended purpose and that, therefore, the Tribes should not expend Tribal funds for the purchase of the Allotment;
- NOW, THEREFORE, BE IT RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes hereby rescinds Resolution #98-39-DSB in its entirety and in all respects, said rescission to take effect immediately.

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, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 10th day of June, 1999; 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 10th day of June, 1999.

Dayton Spotted Bear
Secretary, Tribal Business Council

ATTEST:

Tex S. Hall
Chairman, Tribal Business Council