



RESOLUTION OF THE GOVERNING BODY OF THE
THREE AFFILIATED TRIBES OF THE
FORT BERTHOLD INDIAN RESERVATION

A Resolution Entitled: "Approval of Reservation Telephone Cooperative Fiber Optic Projects within the Fort Berthold Reservation"

- WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-Laws pursuant to said Act; and
- WHEREAS, The Constitution of the Three Affiliated Tribe 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 III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS, Article VI, Section 5 (l) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies; and
- WHEREAS, The Three Affiliated Tribes has authority to approve of Easements on tribal land.
- WHEREAS, The Three Affiliated Tribes has worked with Reservation Telephone Cooperative throughout much of the history of providing telecommunication services on the Reservation; and
- WHEREAS, The Three Affiliated Tribes finds it beneficial to the residents of the Reservation, to allow the use of Tribal lands by granting consent and to allow the installation of fiber optic cable being proposed by Reservation Telephone Cooperative; and
- WHEREAS, Reservation Telephone Cooperative will be installing fiber optic cable on Tribal Lands and will be crossing Tribal lands as well in order to reach residents; and
- WHEREAS, Reservation Telephone Cooperative is responding to requests for fiber optic service from residents that require access to tribal lands and/or to cross Tribal lands in order to reach their residence or the occupants of the home; and

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes approves the following *Right-of-way Easements* for Reservation Telephone Cooperative fiber optic telecommunication on the following Tribal Tracts for a period of 25 years per 25 CFR 169.201 - (term of right of way unless Tribe has made a determination)

- Attached EXHIBIT: RTC2





EXHIBIT: RTC2

Tribal Allotment	% of ownership	Cross/Connect	Twp	Rng	Sec	Legal Description	% obtained	county
Highway 73 Fiber Route								
T2172AA	100.00%	cross tribal lands	150	94	19	NW1/4NW1/4SE1/4SE1/4, S1/2NW1/4SE1/4SE1/4, S1/2SE1/4SE1/4SE1/4, SW1/4SE1/4SE1/4	TAT 100%	McKenzie
T2172AC	100.00%	cross tribal lands	150	94	19	SW1/4SE1/4	TAT 100%	McKenzie
Shane Johnson Home-Site								
1131A	47.14%	connect to home	150	94	19	E1/2NW1/4, Lot 1 & Lot 2	100% contacted / notification	McKenzie
Lisa Redford Home-Site								
1131A-A	47.14%	connect to home	150	95	24	NE1/4	100% contacted / notification	McKenzie
T1928	100.00%	cross tribal lands	150	95	24	SE1/4	TAT 100%	McKenzie
Barb Johnson Home-Site								
2016-A	23.80%	cross tribal lands	150	95	25	NE1/4NE1/4NE1/4	100% contacted / notification	McKenzie
1713	4.93%	cross tribal lands	150	95	25	Lot 5, Lot 6	100% contacted / notification	McKenzie

BE IT FURTHER RESOLVED that any of the Tribal Executive Officers may sign aforementioned Right of Way documents on behalf of the tribe for the installation and upgrade of Fiber Optic Cable telecommunication as the attached list identifying said tribal lands.




CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian 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 a Regular Meeting thereof duly called, noticed, convened and held on the 11th day of August, 2015, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 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 11th day of August, 2015



Tribal Secretary L. Kenneth Hall
Tribal Business Council
Three Affiliated Tribes

ATTEST:



Tribal Chairman Mark Fox
Tribal Business Council
Three Affiliated Tribes