



RESCINDED
DATE 2-13-2020
NEW RES# 20-032-FWF

Resolution No. 19 -316- FWF

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

A Resolution entitled, "Land and Home Sale to the Three Affiliated Tribes"

- 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 and By-laws of the Three Affiliated Tribes (or "Tribes") was adopted by membership of the Tribes on May 15, 1936 pursuant to the Indian Reorganization Act of 1934 and duly approved by the Secretary of Interior; 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,** The Constitution of the Three Affiliated Tribes 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,** Pursuant to Article VI, Section 5(1) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Council, its Agencies and Officials; and
- WHEREAS,** Article IX, Sections 1 and 3 of the Constitution provide that the Tribal Business Council has the authority to manage and lease or otherwise deal with Tribal lands and resources; and
- WHEREAS,** The Tribal Business Council has determined that it is in the best interests of the Tribes to acquire real property; and
- WHEREAS,** The Natural Resources Committee approves the purchase by the Tribes of the Real Property described below; and
- WHEREAS,** The Tribal Business Council has considered the location of the below-described Real Property, the potential public and economically beneficial uses of the Real Property, Tribal self-determination, and the purchase price.
- NOW THEREFORE BE IT RESOLVED,** the Tribal Business Council of the Three Affiliated Tribes hereby approves the purchase of the surface described below from

Robert Shepherd, a TAT-enrolled member



For cash consideration of \$130,000.00, which is a negotiated amount, utilizing funds from the FY2020 Land Purchase Judgement/Revenue Account, and hereby authorizes the Chairman of the Tribal Business Council, its Secretary, the Superintendent of the Fort Berthold Agency, the Area Director, and Commissioner of the Indian Affairs to prepare all documents and do all things necessary to transfer title of the land to the United States of America, in trust for the Three Affiliated Tribes of the Fort Berthold Indian Reservation, to wit:

Allotment Number 301-1257, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1, T. 148 N., R. 88 W., Dunn County, 5th Principal Meridian of North Dakota, containing 40 acres, more or less, having an undivided 50% interest with a negotiated amount of \$130,000.00.

BE IT FINALLY RESOLVED, that the Chairman is hereby authorized to execute such documents and take such further actions as are necessary to carry out the terms and intent of this Resolution.

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 19th day of December 2019; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 2 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [X] voting. [] not voting.

Dated this 19th day of December, 2019.

ATTEST:

Tribal Secretary, Eric W. Fox
Tribal Business Council
Three Affiliated Tribes

Tribal Chairman, Mark N. Fox
Tribal Business Council
Three Affiliated Tribes