



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

***A Resolution entitled, "Consent to Certain Rights of Way across Tribal land for the
Edward Danks' Easement"***

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws under said Act, and
- WHEREAS,** Pursuant to Article III, Section 1 of the Constitution and By-Laws of the Three Affiliated Tribes, the Tribal Business Council is the governing body of the Tribes; 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 provides that the Tribal Business Council has the authority to manage and lease or otherwise deal with tribal lands and resources; and
- WHEREAS,** The applications for Rights of Way described herein have been reviewed and recommended for approval in accordance with the MHA Nation's approved procedure for authorizing ROWs on tribal land; and
- WHEREAS,** The Tribal Business Council finds it appropriate to authorize the ROWs described herein.

NOW THEREFORE BE IT RESOLVED, the Business Council hereby consents to the following ROW(s):

Edward Danks will be constructing an access road, across Tribal Allotment 301-T2131. An easement located in the west half of Section 10, T. 149 N., R. 92 W., Dunn County, 5th Principal Meridian of North Dakota. As indicated on attached map. The easement will be 24' wide and 183.77' long:

- a. Allotment Number 301-T2131, Section 10, T. 149 N., R. 92 W., Dunn County, 5th Principal Meridian of North Dakota, with a 100% Tribal interest, containing .28 acres, the Tribe will waive payment for said easement.



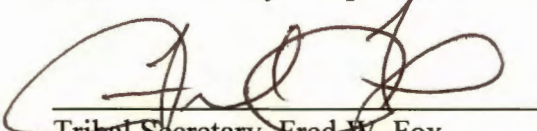
BE IT FINALLY RESOLVED, that the Chairman is hereby authorized to execute such documents and take such further actions as are necessary to carry out the terms and intent of this Resolution.

CERTIFICATION

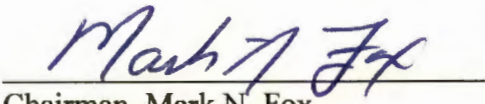
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 8th day of April, 2021, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman Voting. Not Voting.

Dated this 8th day of April, 2021.



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

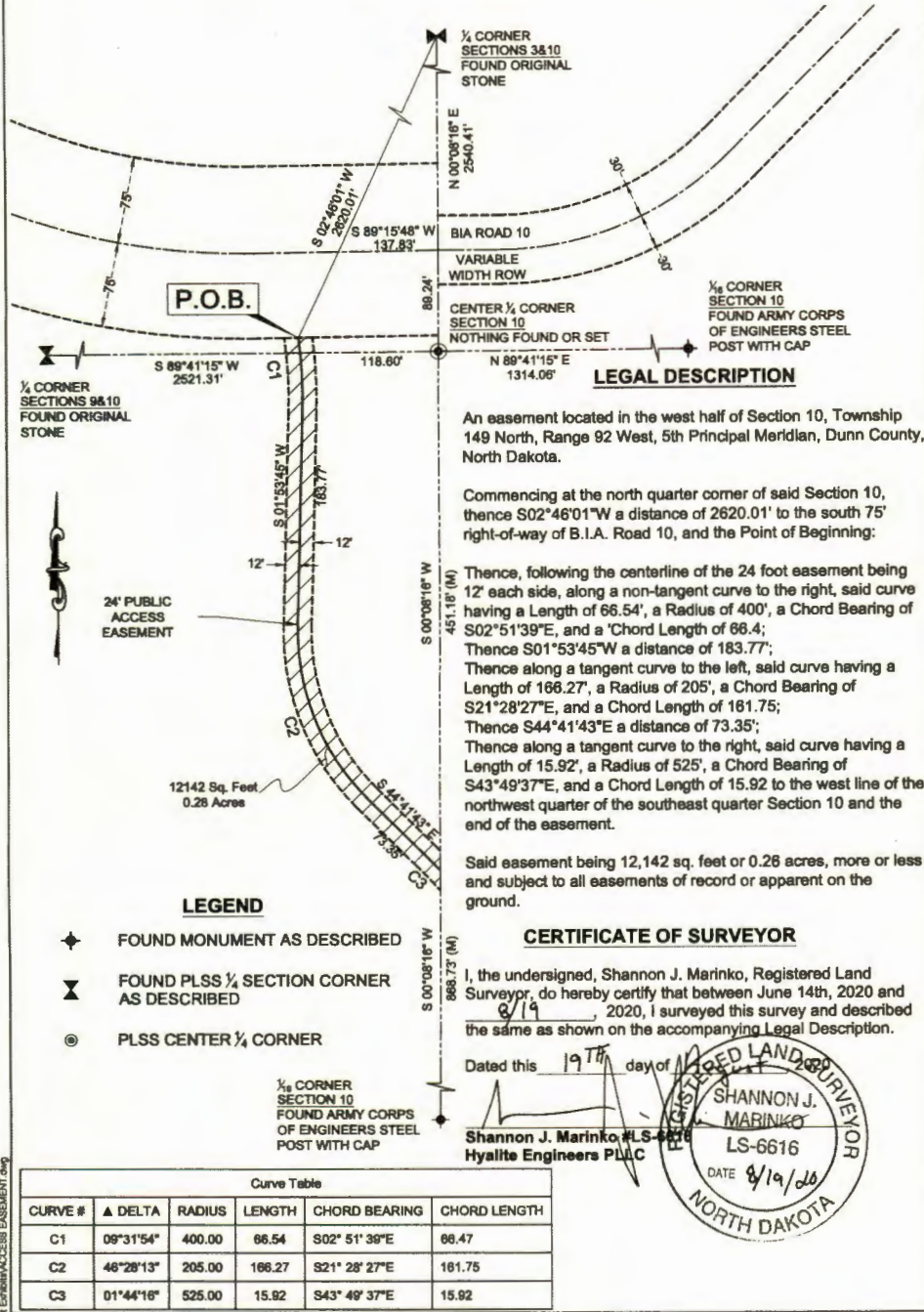


Chairman, Mark N. Fox
Tribal Business Council
Three Affiliated Tribes



PUBLIC ACCESS EASEMENT EXHIBIT

A public access easement located in the W 1/2 of Section 10, Township 149 North, Range 92 West, 5th Principal Meridian, Dunn County, North Dakota.



LEGAL DESCRIPTION

An easement located in the west half of Section 10, Township 149 North, Range 92 West, 5th Principal Meridian, Dunn County, North Dakota.

Commencing at the north quarter corner of said Section 10, thence S02°46'01"W a distance of 2620.01' to the south 75' right-of-way of B.I.A. Road 10, and the Point of Beginning:

Thence, following the centerline of the 24 foot easement being 12' each side, along a non-tangent curve to the right, said curve having a Length of 66.54', a Radius of 400', a Chord Bearing of S02°51'39"E, and a Chord Length of 66.4'; Thence S01°53'45"W a distance of 183.77'; Thence along a tangent curve to the left, said curve having a Length of 166.27', a Radius of 205', a Chord Bearing of S21°28'27"E, and a Chord Length of 161.75'; Thence S44°41'43"E a distance of 73.35'; Thence along a tangent curve to the right, said curve having a Length of 15.92', a Radius of 525', a Chord Bearing of S43°49'37"E, and a Chord Length of 15.92' to the west line of the northwest quarter of the southeast quarter Section 10 and the end of the easement.

Said easement being 12,142 sq. feet or 0.26 acres, more or less and subject to all easements of record or apparent on the ground.

CERTIFICATE OF SURVEYOR

I, the undersigned, Shannon J. Marinko, Registered Land Surveyor, do hereby certify that between June 14th, 2020 and 8/19, 2020, I surveyed this survey and described the same as shown on the accompanying Legal Description.

Dated this 19th day of August, 2020

Shannon J. Marinko, RLS-6616
Hyalite Engineers PLLC

LEGEND

- ◆ FOUND MONUMENT AS DESCRIBED
- ▲ FOUND PLSS 1/4 SECTION CORNER AS DESCRIBED
- ◎ PLSS CENTER 1/4 CORNER

1/4 CORNER SECTION 10 FOUND ARMY CORPS OF ENGINEERS STEEL POST WITH CAP

12142 Sq. Feet
0.26 Acres

Curve Table					
CURVE #	Δ DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD LENGTH
C1	09°31'54"	400.00	66.54	S02° 51' 39"E	66.47
C2	46°28'13"	205.00	166.27	S21° 28' 27"E	161.75
C3	01°44'16"	525.00	15.92	S43° 49' 37"E	15.92

HYALITE
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W 1/2 SECTION 10
T149N R92E 5TH P.M.
DUNN COUNTY,
NORTH DAKOTA

DATE: 08/17/2020
SCALE: 1"=100'
JOB NUMBER: 203372
SHEET: 1 OF 1