



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

A Resolution Entitled, “*Authorizing the Tribes’ Natural Resource Department to Oversee the Management of all Realty Properties Acquired through Tribal Funds.*”

- 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 Tribes, also known as the Mandan Hidatsa Arikara Nation (or “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 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 the Tribal Business Council authority to adopt resolutions regulating the procedure of the Tribal Council and other Tribal Agencies and Tribal Officials of the Reservation; and
- WHEREAS,** Article I, 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 been apprised of an essential matter concerning their real estate holdings, procured using Tribal funds. It has been determined that the Tribes’ Natural Resource Department's (or “NRD”) lacks necessary access to the records of these properties; and
- WHEREAS,** The Tribal Business Council has determined that it is in the best interests of the Tribes and its enrolled members to grant authority to NRD to obtain all records of Real Property acquired with Tribal Funds; and
- WHEREAS,** It has also been determined that an audit on all the records of Real Property procured through the utilization of Tribal funds shall be performed, as it is of utmost importance that the records accurately reflect the Three Affiliated Tribes as the proprietors of their property and ensure that there are no financial



impediments, including but not limited to unpaid taxes on the property. Hence, it is incumbent upon the auditors to scrutinize the records diligently and ensure that the audit report is comprehensive and accurate; and

WHEREAS, The Tribal Business Council deems it imperative to ensure that all Real Properties in which the Tribes have invested are meticulously documented and that ownership thereof is accurately accounted for. This undertaking is essential to guarantee the transparency and accountability of the Tribes' realty investments and to safeguard the interests of the Tribes and its enrolled members.

NOW, THEREFORE, BE IT RESOLVED, that the Three Affiliated Tribes' Tribal Business Council hereby grants to the Tribes' Natural Resource Department the authority to oversee the management of all Real Properties acquired through Tribal funds and to audit and have access to such records of all Tribal Programs and Segments for the purposes stated above. It is NRD's responsibility to maintain accurate records of all real estate transactions and to ensure that any real property acquisitions are presented to the Natural Resource Committee for approval prior to purchase; and

BE IT FURTHER RESOLVED, that it is imperative that all Tribal Funded Programs and Segments adhere to the following directive: that NRD must be provided reasonable and appropriate prior notice of all Realty purchase transactions without exception. The Tribal Business Council hereby declares and reaffirms that all properties funded by the Tribes are subject to this Resolution; and

BE IT FINALLY RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby confers authorization upon the Tribal Chairman to undertake any further actions that may be deemed necessary to effectively 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, 6 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 10th day of January, 2024, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

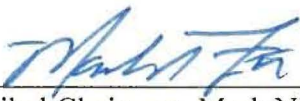
Chairman Voting. Not Voting.

Dated this 10th day of January, 2024.

ATTEST:



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



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