



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

**A Resolution Entitled, *“Request to U.S. Army Corps of Engineers to Return Certain Lands
Near the Hidatsa Hills Project .”***

WHEREAS, The Mandan Hidatsa and Arikara Nation (MHA Nation), also known as the Three Affiliated Tribes, having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws (the Constitution) under said Act, and

WHEREAS, Pursuant to Article III, Section 1 of the Constitution, the Tribal Business Council is the governing body of the MHA Nation; and

WHEREAS, The Constitution 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 MHA Nation and of the enrolled members thereof; 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, To meet its housing needs the North Segment is building the Hidatsa Hills project; and

WHEREAS, Currently there is no road access to the Hidatsa Hills project; and

WHEREAS, There are 177.96 acres located south of Highway 23 and between Hidatsa Hills, as depicted in Attachment A, which are currently owned and managed by the Army Corps of Engineers; and

WHEREAS, The lands in question have historically been owned by the Tribe and a return of those lands to the Tribe would provide an avenue to create road access to Hidatsa Hills; and

WHEREAS, The Tribe believes the Secretaries of the Interior and the Army should declare all 177.96 acres of land described above in trust for the MHA Nation.

NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council requests the Secretary of the Interior enter into an agreement with the Secretary of the Army to declare all those lands depicted and described in Attachment A in trust for the benefit of the MHA Nation.



BE IT FURTHER RESOLVED, That pending transfer of the land in trust, the Chairman is authorized to apply for such easements as are necessary to allow the MHA Nation access to and across the lands.

BE IT FINALLY RESOLVED, The Chairman is authorized to execute such documents and take such 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, 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.

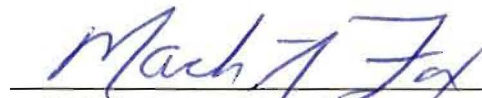
Chairman [] Voting. [X] Not Voting.

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