



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

A Resolution Entitled: “*Modification of 21-236-FWF to Prohibit the Grazing of Domestic Sheep and Goats in Certain Range Units.*”

WHEREAS, The Mandan Hidatsa and Arikara Nation, also known as the Three Affiliated Tribes (“MHA Nation” or “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 provides that 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, Pursuant to Article VI, Section 5(l) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Business 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, In 2020, the Three Affiliated Tribes Fish and Wildlife Division re-introduced bighorn sheep (*Ovis canadensis*) in the West Segment and South Segment of the Fort Berthold Reservation; and

WHEREAS, Bighorn sheep are susceptible to various diseases including respiratory diseases such as *Mycoplasma ovipneumoniae* which can be carried with limited morbidity by domestic sheep (*Ovis aries*) and goats (*Capra hircus*), however, mortality rates from these diseases in bighorn sheep may be as high as 90 percent; and

WHEREAS, Pursuant to the grazing regulations of the Three Affiliated Tribes (21-236-FWF) the grazing of sheep is allowed for the 2021-2026 grazing period in all range units; and



WHEREAS, The Three Affiliated Tribes Fish and Wildlife Division in consultation with the Natural Resources Department Range Rider Program and the Natural Resources Committee has deemed the grazing of domestic sheep and goats within or near the range(s) of the bighorn sheep population may be a significant danger to the viability of the herds.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the MHA Nation has determined that the grazing of domestic sheep and goats in the following Range Units shall be prohibited:

West Segment:

South Segment:

101

7

505

11

506

27

36

5

97

58

35

56

1

12

204

15

201

606

229

605

224

405; and

BE IT FURTHER RESOLVED, that this Resolution shall modify Resolution 21-236-FWF and be effective from the start of the 2024 grazing season through the end of the 2021-2026 grazing period; and



BE IT FINALLY RESOLVED, that the Chairman of the Tribal Business Council is authorized to take such actions as 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 1st day of January, 2024, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 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 1st day of February, 2024.

ATTEST:


Executive Secretary Fred Fox
Tribal Business Council
Three Affiliated Tribes


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

