



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

- WHEREAS,** the Mandan, Hidatsa, and Arikara Nation (Nation) is a sovereign government and federally recognized Indian Tribe existing pursuant to its inherent and retained sovereignty; and
- WHEREAS,** the Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS,** the Constitution and By-Laws of the Nation authorizes and empowers the Tribal Business Council to engage in activity on behalf of and in the interest of the welfare and benefit of the Nation and of the enrolled members thereof; and
- WHEREAS,** by the Consolidated Appropriations Act of 2005, Pub. L. 108-447 (2004), the federal government approved funding in the amount of \$3,944,000 for the replacement of the Twin Buttes Elementary School under the Tribal School Construction Demonstration Program, with said funding to be used in conjunction with matching tribal funds; and
- WHEREAS,** the Nation has agreed to act as a grantee of federal funding under a Pub. L. 93-638 Contract with the Bureau of Indian Affairs (BIA) for the planning, design and construction of the new School, also known as Project No. 06A05; and
- WHEREAS,** on July 14, 2003, the Nation passed Tribal Resolution No. 03-205-RP, entitled "Sole-Sourcing of Contracts Utilizing Tribal Funds and Other Applicable Contracts," which specifies "that all Tribal programs and Tribal entities shall give the right of first refusal for the work on any project funded by Tribal or Tribal entity dollars and/or P.L. 93-638 funds to a Tribally-owned contracting firm qualified to perform the work on the project"; and
- WHEREAS,** the Nation's current TERO Ordinance mandates the collection of TERO fees for construction projects located within the Nation's jurisdiction; and
- WHEREAS,** the Nation has previously waived the collection of TERO fees for tribal school construction projects, including those in Mandaree and in New Town; and
- WHEREAS,** the Twin Buttes School Board has consented to the application of Tribal Resolution No. 03-205-RP and the employment of the Fort Berthold Development



Corporation as the Design/Build Contractor for Project No. 06A05 in exchange for the Nation's waiver of the collection of TERO fees from the Project; and

**WHEREAS**, on behalf of the Nation and the Twin Buttes School Board, the law firm of Fredericks, Pelcyger & Hester, LLC (Law Firm) together with staff from MHA Nation and Twin Buttes Elementary School were authorized to negotiate and has negotiated a Pub. L. 93-638 Contract with the BIA; and

**WHEREAS**, the Tribal Business Council desires to approve this Pub. L. 93-638 Contract and move forward with the construction of the Twin Buttes School.

**NOW, THEREFORE, BE IT RESOLVED THAT**, the Tribal Business Council does hereby authorize and approve the Pub. L. 93-638 Contract, as revised and negotiated by the Law Firm, MHA Nation and the Twin Buttes Elementary School staff and the BIA, through the BIA's authorized agents Beverly R. Moran (Awarding Official) and Gordon. L. Rosby (Awarding Official Technical Representative); and

**BE IT FINALLY RESOLVED** the Tribal Business Council does hereby authorize the negotiated TERO fees for Project No. 06A05 of one percent (1%) of the construction cost up to a total cost of \$7,888,000 for the Twin Buttes Replacement School.

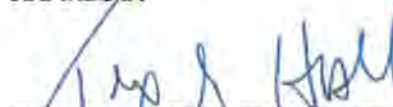
### CERTIFICATION


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 15th day of August, 2005, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman  Voting. [ ] Not Voting.

Dated this 15 day of August, 2005.

ATTEST:

  
\_\_\_\_\_  
Chairman, Tex G. Hall  
Tribal Business Council

  
\_\_\_\_\_  
Executive Secretary, Nathan Hale  
Tribal Business Council



RESOLUTION NO. 05- 118 -NH

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

A Resolution entitled, *99 Applicants*

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and authority under said Act; and

WHEREAS, The Constitution of the Three Affiliated 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 enrolled members thereof; and

WHEREAS, According to the Article II, Section I: Membership: The membership of the Three Affiliated Tribes shall consist of:

- A. All persons whose names appear on the membership of the Tribe as of October 2, 1974.
- B. Any person born before the effective date of the amendment and to any member of the Tribe who was a resident of the reservation at the time of birth of said person.
- C. All persons of at least  $\frac{1}{4}$  degree Indian blood of a federally recognized tribe, provided that at least  $\frac{1}{8}$  be of the Hidatsa, Mandan, or Arikara Tribe.

**AMENDMENT VII, DUAL ENROLLMENT:**

- A. Persons enrolled with another tribe and who have received benefits from another tribe in the form of land or payments shall not be eligible for enrollment with the Three Affiliated Tribes of the Fort Berthold Reservation, provided that inherited interests shall not be considered as being such benefits.

Three Affiliated Tribes

All Records

Monday, August 15, 2005 4:03pm

Records: 99

Full Name	Birth Date
Anderson, Krystal Blu	09/17/1999
Antonio, Mehki Lawrence	01/06/2005
Baca, Carlee Lenaye	02/27/2003
Baker, Colleen Faye	04/18/1964
Baker, Reese Alaya	10/31/2002
Baker-Lockwood, Rayessa Mary Jane	05/27/1995
Baker-Price, Nigel Reese	10/08/2001
Beaulieu, Natali Fae	12/14/2004
Becker, Jacqueline Marie	09/16/1991
Beko, Jameison Nikolas	04/27/2001
Beko, Josiah Christopher	05/09/1991
Bell, Alexis Victoria	05/09/1998
Bell, Jolie Marie	11/21/1999
Benson, Norah Benni Louise	12/08/2004
Bird Bear, John Lee	06/19/2002
Bird Bear, Primmerly Rose	11/25/2003
Black Hawk, Kingden Dylan	05/25/2001
Blanchard, Breneesha Lee	05/07/1994
Bolman, Alivia Paige	02/11/2005
Bracklin, Elijah Darcy Mckaine	05/14/2002
Bradley, Tarysa Delphine	11/18/2002
Brady, Morgan Cloud	01/21/2003
Brady, Payton Kate	07/06/2001
Brady, Trey Cole	05/19/2000
Brown, Dahmarr Lonzeal	01/12/1998
Brown, Da shanae R. J. D.	05/03/1996
Buffalo, Mya Jordan Elese	01/19/2003
Burbank, Dominique David	08/04/1991
Cardinal, Skylar Ree	09/03/2004
Chapin, Leroy Vance	01/01/2004
Chapin, Roberta Lynn Mable	10/30/2004
Chavez II, Juan Daniel	06/21/1985
Clairmont, Alexis Shaydean	07/06/2004
Dahler, Baylee Jewel	01/02/2005
Deane, Jacob Lloyd	12/30/1999
Deane, Jeremiah Richard	12/17/1998
Deane, Joshua Robert	02/26/1993

Full Name	Birth Date
Deane, Sarah Jessica	02/12/1997
Dubray, Babette Jo-Dee	09/15/2004
Eakes, Kaiden Leander	05/23/2005
Estes, Marieana Jean	03/23/2005
Finley, Edward Cecil	06/06/1991
Fox, Annette Marie	03/11/2005
Fox, Farhen Denae	03/16/1987
Fox, Forrest Cain	06/24/1991
Fox, Mitchell David	03/14/1990
Good Bird, Christian Luis	12/24/2000
Goodiron, Traven Blaze	11/24/2001
Grady, Gustavo Alejandro Edwin	12/05/2004
Hale, Avery Scott	05/27/1997
Hale, Isaac Marius	01/23/2003
Hosie, Aaron Dean	09/26/2002
Jackson, Navayah Star	03/03/2005
Johnson, Courtney Jesse Tehya	05/30/1999
Johnson, Garrett Alan	08/19/2002
Johnson, Lane Alvin	02/16/2004
Jojola, Makkhi Rain	01/11/2003
Lindberg, Sydney Sharon	08/23/2001
Linder, Justin	03/29/1988
Little Owl, Gabriel Nevada	05/20/1998
Little Soldier Chavez, Dominique F. M. S.	01/28/1993
Lockwood, Marissa Julieann	02/06/1997
Mathews, Amie Claire	09/03/1993
Matthey, Isabelle Sioux	08/13/2002
McDonald Jr., Anthony Charles	07/19/2005
Mongram-Kramer, Lanell Marion	08/20/2003
Morsette, Gage Gene	02/24/2004
Old Rock, Winter Jayde	01/28/2004
Oowski, Larissa Marie	01/31/2005
Panther, David	02/08/1973
Patterson, Cylus Isaac	12/21/2004
Perkins, Aiden Wayne	06/06/2004
Poltra, Dylan Joseph	06/28/1998
Poltra, Joasia Ann Marie	06/06/1997
Price III, Patrick Eagle Ray Jule	01/31/1991
Prouty, Barbara Jean	05/28/1952
Roszelle, Shelby Lynn	05/23/1996
Rush, Abby Lorie	11/08/1998
Rush, Caden Everett	09/05/2002
Rush, Pawnee Wicahpi	01/17/2000
Rush, Taylor McGlaslin	12/23/1997

Full Name	Birth Date
Schulz, Tyler Gregory	03/16/1999
Short, Camille Celeste	02/19/1993
Short-Lonebear, John Joseph	11/27/1990
Smith-Lone Bear, Coy Dane	06/28/2005
Touche, Sydnee Kaye	04/05/2002
Tveter Jr., Roger Eldon	12/01/2004
Wahwahsuck, Jalerio Love	02/29/2004
Weber, Ella Nichole	04/11/2003
White Owl, Camron Zane	03/26/2005
White Owl, Hailey Donna	03/26/2005
Whitehorn, Roman Lawrence	07/11/2004
Yellow Bird, Ashton Grover	04/12/2004
Yellow Bird, Gage Steven	10/05/2002
Yellow Bird, Rain Mahto Maza	05/02/2002
Yellow Bird, Ree Wak'pa	12/06/2003
Young Bird, Stewart John	01/22/1989
Young, Deryn Nicole	09/26/2002
Youngbear, Rae Jean Auna Lise	03/31/2004

- B. Persons eligible for enrolment with the Three Affiliated Tribes of the Fort Berthold Reservation shall relinquish whatever rights his/her enrollment with the Three Affiliated Tribes of the Fort Berthold Reservation.

WHEREAS, On Aug 15, 2005 the Tribal Business Council reviewed a Resolution for eligible participants for enrollment with the Three Affiliated Tribes.

NOW THEREFORE BE IT RESOLVED, That at the Tribal Business Council duly and officially approves the enrollment of the following 99 applicants.

#### CERTIFICATION

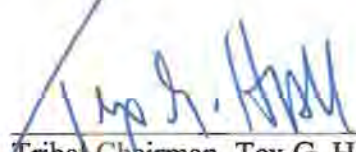
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 7 were presented at a Regular meeting. Thereof duly called, noticed, convened, and held on the 15<sup>th</sup> Day of August, 2005 that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, and 0 members not voting and that said Resolution has not been rescinded or amended in anyway.

Dated this 15 day of August, 2005.

Chairman  Voting [ ] Not Voting

ATTEST:

  
Tribal Secretary, Nathan Hale  
Tribal Business Council  
Three Affiliated Tribes

  
Tribal Chairman, Tex G. Hall  
Tribal Business Council  
Three Affiliated Tribes



**RESOLUTION #05- 119 -NH**

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

***A Resolution Entitled: " APPROVAL OF SHORT TERM LOAN TO KAREN  
SPOTTED BEAR."***

**WHEREAS**, This Nation having accepted the Indian Reorganization Act of June 18, 1943, and the authority of said Act; and

**WHEREAS**, Article VI, Section 5 (c) of the Constitution of the Three Affiliated Tribes specifically 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**, Karen Spotted Bear, a member of the Three Affiliated Tribes who has secured her employment at Dakota Gasification for the last 15 years and is currently working as an operator, formally requests to the Tribal Business Council, a 45 day loan. The proceeds of which would be used to pay off her existing loan at Dakota Gasification, enabling her to make a larger loan to pay off her mortgage and the Three Affiliated Tribes Small Loans Program.

**WHEREAS**, Karen Spotted Bear has submitted a proposed loan agreement, titled "memorandum of agreement" (which document is attached hereto), wherein Ms. Spotted Bear has set forth all of the considerations and requirements relating to the loan.

**WHEREAS**, Upon approval from the small loans department, based on the comprehensive review of the attached memorandum of agreement and in the interest of encouraging Tribal members to be self sufficient, a request of \$11,000 of which will be paid back to the Three Affiliated Tribes within a short term period of 45 days.

**NOW, THEREFORE BE IT RESOLVED**, The Tribal Business Council hereby approves of the above stated loan agreement to Karen Spotted Bear, in the amount of Eleven Thousand Dollars (\$11,000) and authorizes and directs the Chairman and the Treasurer of the council to execute on behalf of the Three Affiliated Tribes duplicate copies of the attached memorandum of agreement.



**MEMORANDUM OF AGREEMENT**

**THIS AGREEMENT**, made and entered into this 15<sup>th</sup> day of August 2005, by the Three Affiliated Tribes Tribal Business Council, acting for and on behalf of the Three Affiliated Tribes of North Dakota, and Karen Spotted Bear of Bismarck, North Dakota.

**WITNESSETH:**

That the Three Affiliated Tribes Tribal Business Council, hereinafter referred to as the TRIBE, hereby contracts with Karen Spotted Bear, and the parties agree to the matters hereinafter mentioned:

1. That the TRIBE shall loan to Karen Spotted Bear the sum of \$11,000 (Eleven Thousand Dollars), to be utilized to pay off a loan to Dakota Gasification and The Three Affiliated Tribes within 45 days of the loan.
2. That Karen Spotted Bear shall adhere to the terms set forth by the Three Affiliated Tribes Tribal Business Council and the Three Affiliated Tribes Small Loans Department.
3. That Karen Spotted Bear will be liable for the interest accrued during the period in which the loan was approved to which point the loan is paid in full. That the interest rate on the loan shall be 9.5%.
4. That this agreement shall be terminated without further obligation under the Agreement on the part of Karen Spotted Bear or her estate, in the event that she should be unable to fulfill the terms of this agreement due to circumstances beyond her control. Such circumstances shall include her death or physical or Mental incapacity.
5. That Karen Spotted Bear understands that any dispute shall be adjudicated in Tribal Court.

**IN WITNESS WHEREOF**, the parties have hereunto set their respective hands on the day and year first above written.

**THREE AFFILIATED TRIBES**

**KAREN SPOTTED BEAR**

BY: Tex G. Hall  
**TEX G. HALL**  
**CHAIRMAN TRIBAL BUSINESS COUNCIL**

Karen Spotted Bear

BY: Frank Whitecalfe  
**FRANK WHITECALFE**  
**TREASURER, TRIBAL BUSINESS COUNCIL**

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**FINALLY NOW THEREFORE BE IT RESOLVED,** The Tribal Business Council hereby delegates, Lawrence Baker to oversee all aspects of the policy and process the above stated enrolled member's payments, and shall set up the payment schedule up to 45 days from the date of the loan.


### CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify the Tribal Business Council is composed of seven members of whom 5 constitutes a quorum, of whom 7 were present at a Regular meeting therefore duly called, noticed, convened, and held on the 15th day of August 2005, that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 7 member, 0 members opposed, 0 members abstained, 0 members not voting and that said resolution has not been rescinded or amended in any way.

Chairman     voting         not voting

Dated this 15th day of August, 2005

ATTEST:

  
Nathan Hale, Executive Secretary  
Tribal Business Council

  
Tex Hall, Chairman  
Tribal Business Council



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

**A Resolution Entitled: *“National Council of the Lewis and Clark Bicentennial Tribal Involvement Grant-August 1, 2005 Grant Application by the Fort Berthold Community College”***

**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,** 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,** Article VI, Section 5 (l) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and

**WHEREAS,** Article VI, Section 5 (c) authorizes the Tribal Business Council to administer any property or funds within the exclusive control of the Tribes and to make expenditures from available tribal funds for public purposes of the Tribes; and

**WHEREAS,** the Tribal Business Council has previously authorized the Fort Berthold Community College to apply for the Native American Library Services Grant through the Institute of Museums and Library Services and to operate the Fort Berthold Library with said grant funds; and

**WHEREAS,** the Fort Berthold Library provides circulation, reference and other general library services for the Fort Berthold Indian Reservation population; and,

**WHEREAS,** The Fort Berthold Community College intends to submit a grant application for the National Council of the Lewis and Clark Bicentennial Tribal Involvement Grant for the August 1, 2005 deadline; and



**WHEREAS,** The Three Affiliated Tribes supports the Fort Berthold Community College as grant recipient, to request funding to purchase books and material resources related to the Lewis and Clark Expedition that are most appropriate to the Mandan, Hidatsa and Arikara tribal histories; to catalog and maintain these resources in the library collection; and to advertise and make these resources accessible community-wide on the Fort Berthold Indian Reservation.

**NOW THEREFORE BE IT RESOLVED,** that the Tribal Business Council of the Three Affiliated Tribes hereby supports the Fort Berthold Community College grant application for the National Council of the Lewis and Clark Bicentennial Tribal Involvement Grant for the August 1, 2005 deadline to be expended for the purposes outlined above.

#### CERTIFICATION

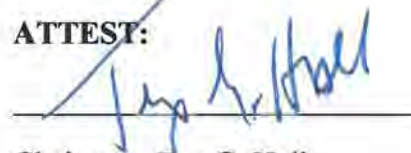
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 15 day of August 2005; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [] voting. [] not voting.

Dated this 15 day of August 2005.

  
Secretary, Nathan Hale  
Tribal Business Council

ATTEST:

  
Chairman, Tex G. Hall  
Tribal Business Council