

ROSEBUD SIOUX TRIBE
Resolution No. 2020-304

- WHEREAS**, the Rosebud Sioux Tribe is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934 and all pertinent amendments thereof; and
- WHEREAS**, the Rosebud Sioux Tribe is governed by a Tribal Council made up of elected representatives who act in accordance with the powers granted to it by its Constitution and By-laws; and
- WHEREAS**, Article IV, Sec. (1) (c) of the Rosebud Sioux Tribe Constitution authorizes the Rosebud Sioux Tribal Council "to purchase and otherwise acquire lands;" and
- WHEREAS**, Tribal Land Enterprise, hereinafter referred to as TLE, was established by the Rosebud Sioux Tribal Council as a subordinate organization in accordance with Article IV, Section 1 (n) of the Constitution and by-laws and other applicable Tribal law; and
- WHEREAS**, TLE is governed by its own by-laws as adopted and amended by the Rosebud Sioux Tribal Council; and
- WHEREAS**, pursuant to Section 19 ("Lands") of the By-laws of TLE, the Tribe is authorized to enter into an agreement with TLE to manage and operate, subject to approval of the Commissioner of Indian Affairs or his duly authorized representative, "all lands now in Tribal ownership, or which may come into Tribal ownership from any source"; and
- WHEREAS**, pursuant to Section 10, ("Purpose and Objectives") of the By-laws of TLE, TLE is authorized to "provide a long-term land-buying program which would benefit members of the Tribe;" and
- WHEREAS**, the Rosebud Sioux Tribe through TLE's Land Acquisition Program has purchased fee land in the name of the Rosebud Sioux Tribe, which fee land is generally referred to as Nambo, which is more particularly described below; and
- WHEREAS**, the Rosebud Sioux Tribe, by this resolution authorizes the Tribal Land Enterprise to manage and operate subject property in accordance with Section 19 ("Lands") of the By-Laws of TLE; and
- WHEREAS**, the acquisition of this land in trust status is necessary to and will advance Tribal economic development and its ability to be self-sufficient, assist Tribal self governance and self determination, and restore the ancestral Tribal land base by replacing Tribal lands lost through the allotment process; and
- WHEREAS**, the acquisition of this land in trust status is necessary to and will insure use of the land for future generations of an expanding Tribal membership; and



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

Rosebud Agency

Post Office Box 228

Mission, South Dakota 57555

IN REPLY REFER TO:
Office of the Superintendent

FEB 26 2021

Honorable Rodney Bordeaux
President, Rosebud Sioux Tribe
Post Office Box 430
Rosebud, South Dakota 57570

Attention: Louis Wayne Boyd, Rosebud Sioux Tribe Secretary

Dear President Bordeaux:

Our office is in receipt of the following Rosebud Sioux Tribal Resolutions: 2020-02, 2020-04, 2020-05, 2020-175, 2020-289, 2020-292, 2020-295, 2020-296, 2020-297, 2020-298, 2020-299, 2020-300, 2020-301, 2020-302, 2020-303, 2020-304, 2020-305 (Rescinded: 12/23/2020), 2020-306, 2020-307, 2020-308, 2020-309, 2020-311, 2020-312, 2020-313, 2020-314, 2020-315, 2020-316, 2020-317 and 2020-318.

All Tribal Resolutions have been reviewed by this office.

The Range Program has been provided with the following resolutions for further review and/or file retention: 2020-298 and 2020-299.

Real Estate Services has been provided with the following resolutions for further review and/or file retention: 2020-289, 2020-296, 2020-301, 2020-303, 2020-304 and 2020-314.

The Self-Determination Program has been provided with the following resolutions for further review and/or file retention: 2020-02, 2020-04, 2020-05, 2020-297, 2020-298, 2020-300, 2020-302, 2020-305, 2020-307, 2020-308, 2020-309, 2020-311, 2020-312, 2020-313, 2020-315, and 2020-316.

Sincerely,

Acting

Francine Fast Horse
Superintendent

cc: Range
Real Estate Services
Self-Determination

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- WHEREAS,** TLE is governed by its own by-laws as adopted and amended by the Rosebud Sioux Tribal Council; and
- WHEREAS,** pursuant to Section 19 ("Lands") of the By-laws of TLE, the Tribe is authorized to enter into an agreement with TLE to manage and operate, subject to approval of the Commissioner of Indian Affairs or his duly authorized representative, "all lands now in Tribal ownership, or which may come into Tribal ownership from any source"; and
- WHEREAS,** pursuant to Section 10, ("Purpose and Objectives") of the By-laws of TLE, TLE is authorized to "provide a long-term land-buying program which would benefit members of the Tribe;" and
- WHEREAS,** the Rosebud Sioux Tribe through TLE's Land Acquisition Program has purchased fee land in the name of the Rosebud Sioux Tribe, which fee land is generally referred to as Nambo, which is more particularly described below; and
- WHEREAS,** the Rosebud Sioux Tribe, by this resolution authorizes the Tribal Land Enterprise to manage and operate subject property in accordance with Section 19 ("Lands") of the By-Laws of TLE; and
- WHEREAS,** the acquisition of this land in trust status is necessary to and will advance Tribal economic development and its ability to be self-sufficient, assist Tribal self governance and self determination, and restore the ancestral Tribal land base by replacing Tribal lands lost through the allotment process; and
- WHEREAS,** the acquisition of this land in trust status is necessary to and will insure use of the land for future generations of an expanding Tribal membership; and

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- WHEREAS**, the acquisition of this land in trust status is necessary to and will reestablish Tribal sovereign authority over territory previously held by the Tribe and ameliorate damage to Tribal self-determination and self-governance resulting from diminishment of the Tribal land base; and
- WHEREAS**, the Rosebud Sioux Tribe intends to consolidate fee lands and existing Tribal trust land into usable parcels, and the use of this land will be for other non-gaming economic development purposes. This parcel of land will be used for agricultural purposes; and
- WHEREAS**, the consolidation of fee lands described herein will supplement the existing Tribal estate in the vicinity of each property, increasing the economic viability of said land to the Tribe and Tribal members using the land for other non-gaming economic development purposes; and
- WHEREAS**, there are no encumbrances on this property and the Rosebud Sioux Tribe desires that this tract of land be put into trust status in the name of the United States of America in trust for the Rosebud Sioux Tribe; and
- WHEREAS**, the Tribal Land Enterprise Board of Directors reviewed this request and recommended Tribal Council approval of this resolution at a Board of Directors Meeting held December 8, 2020 and assigned BOD Resolution no. 2020-008 for the record; and

THEREFORE BE IT RESOLVED, that the Rosebud Sioux Tribal Council authorizes the Tribal President or Tribal Vice-President and Tribal Secretary of the Rosebud Sioux Tribe to sign fee to trust documents on behalf of the Tribe and directs the Superintendent of the Bureau of Indian Affairs to take immediate action to take and accept the following described real estate, generally referred to as Nambo, into trust in the name of the United States of America in Trust for the Rosebud Sioux Tribe of the Rosebud Sioux Indian Reservation under the discretionary legal authority of the Act of June 18, 1934 (48 Stat. 984), the Indian Reorganization Act (IRA), amended to 25 U.S.C., Section 5108 and applicable regulations and procedures:

Southeast Quarter (SE1/4), Section Thirty-three (33), Township Thirty-nine (39) North, Range Thirty-two (32) West of the 6th P.M., Todd County, South Dakota. The subject property contains 160.00 acres more or less. The subject property includes both surface and sub-surface interests; and

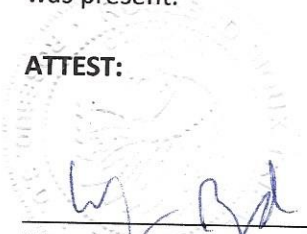
BE IT FURTHER RESOLVED, that the Superintendent, Bureau of Indian Affairs, Rosebud Agency shall keep the Tribal Land Enterprise Board of Directors informed as to the progress of the Fee to Trust transactions.

**ROSEBUD SIOUX TRIBE
Resolution No. 2020-304**

CERTIFICATION

This is to certify that the above Resolution No. 2020-304 was duly passed by the Rosebud Sioux Tribal Council in session on December 10, 2020, by a vote of eleven (11) in favor, zero (0) opposed and three (3) not voting. The said resolution was adopted pursuant to authority vested in the Council. A quorum was present.

ATTEST:



Wayne Boyd, Secretary
Rosebud Sioux Tribe

Rodney M. Bordeaux, President
Rosebud Sioux Tribe

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WHEREAS, the acquisition of this land in trust status is necessary to and will reestablish Tribal sovereign authority over territory previously held by the Tribe and ameliorate damage to Tribal self-determination and self-governance resulting from diminishment of the Tribal land base; and

WHEREAS, the Rosebud Sioux Tribe intends to consolidate fee lands and existing Tribal trust land into usable parcels, and the use of this land will be for other non-gaming economic development purposes. This parcel of land will be used for agricultural purposes; and

WHEREAS, the consolidation of fee lands described herein will supplement the existing Tribal estate in the vicinity of each property, increasing the economic viability of said land to the Tribe and Tribal members using the land for other non-gaming economic development purposes; and

WHEREAS, there are no encumbrances on this property and the Rosebud Sioux Tribe desires that this tract of land be put into trust status in the name of the United States of America in trust for the Rosebud Sioux Tribe; and

WHEREAS, the Tribal Land Enterprise Board of Directors reviewed this request and recommended Tribal Council approval of this resolution at a Board of Directors Meeting held December 8, 2020 and assigned BOD Resolution no. 2020-008 for the record; and

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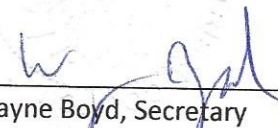
BE IT FURTHER RESOLVED, that the Superintendent, Bureau of Indian Affairs, Rosebud Agency shall keep the Tribal Land Enterprise Board of Directors informed as to the progress of the Fee to Trust transactions.

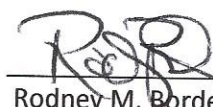
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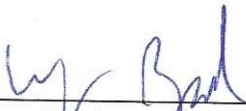
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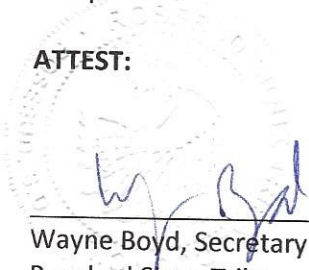
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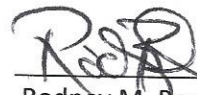
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