

Sixty-second  
Legislative Assembly  
of North Dakota

**ENGROSSED SENATE CONCURRENT  
RESOLUTION NO. 4002**

Introduced by

Legislative Management

(Natural Resources Committee)

1 A concurrent resolution urging Congress to provide a legal process to return to the ~~riparian-~~  
2 ~~landowner~~state of North Dakota land controlled by the Army Corps of Engineers which is not  
3 necessary for authorized purposes.

4 **WHEREAS**, the economy and well-being of the residents of North Dakota are dependent  
5 upon agriculture and the energy industry; and

6 **WHEREAS**, the United States, through the Army Corps of Engineers, has acquired certain  
7 lands around the Missouri River water system, including Lake Oahe and Lake Sakakawea; and

8 **WHEREAS**, access to the water in the Missouri River water system is needed to provide a  
9 necessary ingredient for hydraulic fracturing, an essential tool for oil and gas development in  
10 this state; and

11 **WHEREAS**, the Army Corps of Engineers has failed to control weeds and manage this land  
12 properly; and

13 **WHEREAS**, the failure to control weeds on land managed by the Army Corps of Engineers  
14 is a public nuisance and jeopardizes the public health, safety, and general welfare of the  
15 residents of North Dakota; and

16 **WHEREAS**, in South Dakota, certain land that is not necessary for flood control by the  
17 Army Corps of Engineers has been returned to the state and is managed by the state;

18 **NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE**  
19 **HOUSE OF REPRESENTATIVES CONCURRING THEREIN:**

20 That the Sixty-second Legislative Assembly urges the Congress of the United States to  
21 provide a legal process to return to the ~~riparian-landowner~~state of North Dakota land controlled  
22 by the Army Corps of Engineers which is not necessary for authorized purposes; and

23 **BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution  
24 to the Commanding General of the Army Corps of Engineers and each member of the North  
25 Dakota Congressional Delegation.