

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

- 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 Tribes and of the enrolled members thereof; and
- WHEREAS, The Tribal Business Council is authorized and empowered to grant corporated Charters to enrolled members of the Three Affiliated Tribes organized for public-spirited purposes; and
- WHEREAS, Certain enrolled members, resident within the West Segment Community, have recently requested that the Tribal Business Council grant a non-profit corporated charter to a group organized within the community for the general of promoting and improving the health and social and economic well-being of the members of the West Segment; and
- WHEREAS, It is the considered position of the Tribal Business Council that it would be in the best interest of the members of the West Segment Community to grant the requested Charter;
- NOW, THEREFORE, BE IT RESOLVED; That, pursuant to its constitutional power and authority, the Tribal Business Council of the Three Affiliated Tribes hereby grants a non-profit corporated charter to the West Segment Community, Earth Lodge People Organization, a true and correct photostatic copy of which charter is attached hereto.

CHARTER OF THE EARTH LODGE PEOPLE

Pursuant to the authority granted by the Constitution of the Three Affiliated Tribes, the Tribal Business Council of the Three Affiliated Tribes has granted this Charter to a non-profit Corporation known as the Earth Lodge People by Tribal Business Council Resolution _____, duly adopted on _____, at a regular meeting.

ARTICLE I

The name of the Corporation shall be the Earth Lodge People hereinafter referred to as the Corporation

ARTICLE II

The period of duration of Corporation shall be perpetual.

ARTICLE III

The purposes for which the Corporation is organized and chartered are as follows:

- A. The general purpose of this Corporation is to help promote the Prevention of Drugs and Alcohol
- B. The Corporation will create activities for the Community to raise awareness of the problems associated with drugs and alcohol use and abuse.
- C. The Corporation will work to improve the Community by building teamwork and teaching respect among Community members and others.

ARTICLE IV

The Corporation shall have the following powers which it may exercise consistent with the purposes for which it has been organized and chartered.

- A. To purchase, take, receive, take by gift, devise, or bequest, or otherwise acquire, own, hold, improve, use and otherwise deal in and with real or personal property, or an interest therein, wherever situated; provided, however, any proposed transfer of title to real property from trust to fee patent status shall be subject to review by the Tribal Business Council of the Three Affiliated Tribes.
- B. To sell, convey, mortgage, pledge, lease, exchange, transfer, or otherwise, dispose of all or any part of its property and assets, provided, however, any proposed transfer of title to real property from trust to fee patent status shall be subject to review by the Tribal Business Council of the Three Affiliated Tribes.
- C. To make contracts and incur liabilities, borrow money at such rates of interest as the Corporation may determine, issue its notes, bonds, or other obligations, by mortgage or pledge of all or any of its property, franchises, and income; provided however, that any indebtedness incurred by the Corporation shall not exceed the amount of one hundred thousand Dollars (\$100,000.00) at any one time.
- D. To lend money for its corporate purposes, invest and reinvest its funds and take and hold real and personal property as security for payment of funds so loaned or invested.
- E. To elect and appoint officers and agents of the Corporation, and to define their duties and fix their compensation
- F. To make and alter bylaws, not inconsistent with this Charter, for the administration and regulation of the affairs of the Corporation.
- G. To make donations for the public welfare or for charitable, scientific, or educational purposes.
- H. To generally have and exercise all powers necessary or convenient to effect any or all of the purposes for which the Corporation has been organized and chartered.

ARTICLE V

The Corporation is not organized for profit and shall have no capital stock.

ARTICLE VI

The provisions for the regulation of the internal affairs of the Corporation, including provisions for the distribution of assets on dissolution or final liquidation, are as follows:

- A. The purpose of the Corporation, shall be exclusively charitable within the meaning of Section 501 (c) (3) of the Internal Revenue Code.

- B. Notwithstanding any other provision of the Charter, the Corporation shall not carry on any other activities not permitted to be carried on:
 - (a) by a corporation exempt from the federal income tax under Section 501 (c) (3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law), or
 - (b) by a corporation, contributions to which are deductible under Section 170 (c) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law).
- C. Upon the dissolution of the Corporation, the Board of Directors shall, after making provision for the payment of all of the liabilities of the Corporation, dispose of all the assets of the Corporation exclusively for the purpose of the Corporation in such a manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501 (c) (3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law), as the Corporation shall determine.
- D. No part of any net earnings of the Corporation shall inure to the benefit of, or be distributed to its members, directors, officers, or other private persons, except that the Corporation shall be authorized and empowered to pay reasonable compensation for services rendered.
- E. No substantial part of the activities of the Corporation shall be constituted by the carrying on of propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate in or intervene in (including the publication or distribution of statements) any political campaign on behalf of any candidate for office.

ARTICLE VII

The name of the initial registered agent and the address of the initial registered office of the Corporation is as follows:

**Diana Mischel
P.O. Box 483
Mandaree, ND 58757**

ARTICLE VIII

The Corporation shall have membership and each member shall be:

- (1) an enrolled member of the Three Affiliated Tribes, a non-tribal member Indian, or non-Indian resident in the West Segment Community and,
- (2) eighteen (18) years of age or older. Each member of the Corporation shall be entitled to vote on any matter properly brought before the membership.

ARTICLE IX

The number of directors constituting the initial Board of Directors shall be three (3). The names and addresses of the persons who are to serve as the initial directors are as follows:

Diana Mischel, President
Mandaree, ND 58757

Chris Fox , Vice-President
Mandaree, ND 58757

Robert Mischel, Treasurer
Mandaree, ND 58757

ARTICLE X

The names and addresses of the incorporators of the Corporation are as follows:

Diana Mischel, President
Mandaree, ND 58757

Chris Fox, Vice-President
Mandaree, ND 58757

Robert Mischel, Treasurer
Mandaree, ND 58757

ARTICLE XI

The initial bylaws shall be adopted by the Board of Directors of the Corporation,

The power to alter, amend, or repeal the bylaws or adopt new bylaws shall be vested in the Board of Directors of the Corporation.

The bylaws may contain any provisions for the regulation and management of the affairs of the corporation not inconsistent with this Charter.

ARTICLE XII

Amendments to this Charter may be made from time to time in any and as many aspects as desired at any regular or special meeting of the Board Directors of the Corporation held for said purpose: provided further that the respective duly adopted amendment be approved by the Tribal Business Council of the Three Affiliated Tribes.

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) constitutes a quorum, 7 were present at a Regular meeting thereof duly called, noticed convened, and held on the 11th day of May, 2000;

That the foregoing Resolution was passed, 7 members 0 opposed, 0 members abstained, 0, members not voting, and that said Resolution has not been rescinded of amended in any way.

Chairman (Voting) (Not Voting) .

Dated this 11th day of May, 2000.

Daylon Spatted Blue
Secretary, Tribal Business Council

ATTEST,

[Signature]
Chairman, Tribal Business Council