

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

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the 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 benefits of the Tribes and of the enrolled members thereof; and
- WHEREAS,** Western Area Power Administration (WAPA), under the Department of Energy Organization Act, P.L. 95-51, 91 Stat. 565, enacted August 4, 1977, (the "Act") is the federal entity responsible for marketing hydro-electric power generated by facilities operated by the United States in the upper great plains; and
- WHEREAS,** To implement Sub-Part C – Power Marketing Initiative of the Energy Planning and Management Program of the Act, WAPA has reserved an amount of electric power to Indian Tribes and certain Municipalities in the Missouri River Basin, in accordance with a Final Rule published in the Federal Register for the Pick-Sloan Missouri Basin Program – Eastern Division; and
- WHEREAS,** The Three Affiliated Tribes has applied for, and secured, an allocation of electrical power reserved for Indian Tribes; and
- WHEREAS,** The Three Affiliated Tribes and WAPA have entered into a series of agreements, including Contract No. 97-UGPR-915, and Amendment No. 1 to said Contract, and Contract Nos. 99-UGPR-127, 128, 129 and 130, (attached hereto and made a part hereof), to provide a block of electric power at Western's preferred customer power rate to the Tribe through a Bill-Crediting mechanism; and
- WHEREAS,** The preferential power will be delivered, beginning January 1, 2001, to beneficiaries as designated by the Tribe; and
- NOW THEREFORE BE IT RESOLVED,** The Three Affiliated Tribes Tribal Business Council hereby designates 500 kwh per month of its total allocation to be used for bill crediting for all tribal members 60 years and older as of January 1, 2001, including all such members who are 60 years and older who are living in housing owned by the Fort Berthold Housing Authority,

**Businesses
To receive
Preferential Power**

New Town served by Mountrial Electric

- 1. Fort Berthold Community College**
- 2. North Segment Hall**
- 3. Elbow Wood Works**
- 4. Fort Berthold Development Corporation**
- 5. IKPI Program**
- 6. Fort Berthold Housing Authority**
- 7. Mandan Hidatsa and Arikara Elders Office**
- 8. Pouch Point Recreation**
- 9. New Town Head start**

Mandaree, Twin Buttes and Four Bears served by McKenzie Electric

- 1. Mandaree Electronics**
- 2. Mandaree Community Center**
- 3. Mandaree Solid Surface Company**
- 4. Figure Four Ranch**
- 5. Four Bears Community Center**
- 6. Four Bears Casino**
- 7. Dialysis Center**
- 8. Twin Buttes Community Center**
- 9. Twin Buttes Manufacturing**
- 10. Fort Berthold Housing Authority**
- 11. Four Bears Head start**
- 12. Four Bears Daycare**
- 13. Twin Buttes Daycare**
- 14. Twin Buttes Head start**

White Shield served by McLean Electric

- 1. White Shield Community Center**
- 2. Mandaree Electronics Satellite office**
- 3. Indian Health Center**
- 4. Fort Berthold Housing Authority**
- 5. White Shield Head start**

Parshall served by Otter Tail Electric

- 1. Parshall Data Services \ MEC**
- 2. Northeast Segment Veteran's Community Center**
- 3. Parshall Health Center**
- 4. New CDBG project Building**
- 5. Fort Berthold Housing Authority**
- 6. Parshall Resource Center**
- 7. Parshall Head start**

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Mandaree, Twin Buttes and Four Bears served by McKenzie Electric

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2. Mandaree Community Center
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Mandaree Social Surface

White Shield served by McLean Electric

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2. Mandaree Electronics Satellite office
3. Indian Health Center
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with the remainder of the power allocated to be directed to businesses selected by the council as provided on the attached sheet, all such businesses to be provided such WAPA power as is available on a basis proportionate to their electric power consumption; and

THEREFORE BE IT FURTHER RESOLVED, that pursuant to Subsection 7.1 of Contract No. 99-UGPR-127, the Tribal Business Council hereby ratifies the attached list of beneficiaries, and further designates those entities marked by an asterisk on the attached list as the recipient of any excess power not otherwise fully allocated in any given month in the segment in which the business or entity is located; and

THEREFORE BE IT FURTHER RESOLVED, that Paul Danks is hereby designated as the WAPA Tribal Representative, to serve until replaced or he resigns, for all matters relating to the implementation of this Resolution, including the authority from time to time to add, remove or substitute names and accounts to which the power reserved to the Three Affiliated Tribes will be allocated, provided that such changes are consistent with the general sense of this Resolution and are approved by the Tribal Chairman or Vice-Chairman, and are reported in the next scheduled report of the WAPA Tribal Representative; and

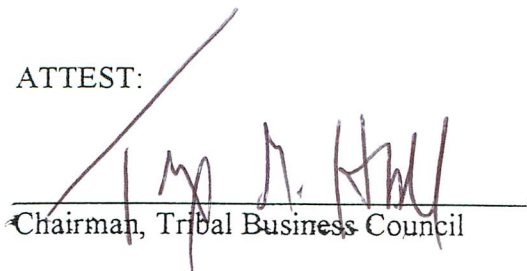
THEREFORE BE IT FURTHER RESOLVED, that the Chairman or Vice-Chairman are hereby authorized to execute all documents, papers and other instruments as may be necessary to implement this Resolution.

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 who 5 constitutes a quorum, 7 were present at a Special Meeting, thereof duly called, notice, convened, and held on the 4th day of October 2000; 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.


Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council