

**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 benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS,** The Tribal Business Council has previously chartered Fort Berthold Development Corporation (FBDC) as a fully Tribally owned corporation whose primary business is building construction and modification, primarily on the Fort Berthold Reservation; and
- WHEREAS,** FBDC is in need of a line of credit of not less than \$350,000 with a lending institution in order to allow work in progress and other contracts it has obtained and can obtain to go forward; and
- WHEREAS,** The Tribal Business Council has previously passed Resolution No. 00-324-DSB, which granted up to a \$1,000,000 line of credit for use by three fully owned Tribal corporate entities, including FBDC, guaranteed by the Tribe by a deposit of a Certificate of Deposit with Community First national Bank, but which limited the use by FBDC of the \$1,000,000 line of credit exclusively for the casino expansion project now underway at the 4 Bears Casino and Lodge; and
- WHEREAS,** The Executive Committee of the Tribal Business Council, pursuant to Resolution No. 00-324-DSB, by letter to Community First National Bank allocated to FBDC \$350,000 of the total \$1,000,000 line of credit authorized for the three Tribally owned companies, limited to the casino expansion project as stated above; and
- WHEREAS,** FBDC is in need of all or a portion of its allocation of the line of credit available under Resolution No. 00-324-DSB for projects other than the casino expansion project; and
- WHEREAS,** The Council believes and understands that FBDC will be in a position to repay the line of credit needed from contracts and projects it has in hand or will receive in the near future; and
- WHEREAS,** The Tribe understands that the advances or loans made to FBDC pursuant to Resolution No. 00-324-DSB will not be made unless such funds are secured by written contracts pursuant to which the funds advanced under this Resolution will be paid back; and

WHEREAS, The Tribe understands that the amount of the line of credit for FBDC may need to be increased at a later point in time to cover additional needs of FBDC and that the present line of credit is good for only one year from the date the Tribe's collateral was deposited with Community First National Bank pursuant to Resolution No. 00-324-DSB;

NOW, THEREFORE, BE IT RESOLVED, that for the benefit of Fort Berthold Development Corporation, the Tribal Business Council of the Three Affiliated Tribes hereby agrees that the line of credit presently allocated to FBDC by the Executive Committee of the Tribal Business Council in an amount not exceeding \$350,000 may also be used for contracts other than those related to the expansion of the 4 Bears Casino and Lodge referred to in Resolution No. 00-324-DSB, provided that prior to advancing sums up to \$350,000 under this Resolution, contracts and agreements with FBDC are in place which create a high probability that the amounts advanced to FBDC will be repaid by financing sources other than FBDC; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that to the extent this Resolution is in conflict with Resolution No. 00-324-DSB regarding FBDC, this Resolution will control and supersede Resolution No. 00-324-DSB; and .

NOW, THEREFORE, BE IT FURTHER RESOLVED, the Tribal Chairman, Vice-Chairman or Treasurer are hereby authorized to execute any and all such documents as may be needed to perfect the loan or loans being obtained on behalf of FBDC pursuant to 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 whom 5 constitute a quorum, 7 were present at a Special Meeting thereof duly called, noticed, 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 6 members, 0 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 4th day of October, 2000.

Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:

[Signature]