

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

A resolution entitled: "Settlement concerning royalty payments"

- 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 the activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof, and
- WHEREAS,** In December, 2000, the Tribe purchased an oil well known as Drags Wolf #1 Well", which had shut down production prior to the Tribe's purchase and production was reestablished from the well by February, 2001, and
- WHEREAS,** In addition to the Three Affiliated Tribes, the Crow Flies High family has, in total among the family, a 1/6 royalty interest in the production from the well; and
- WHEREAS,** For various reasons during the past two years royalty payments to the Crow Flies High family have been delayed, and for all of the year 2002, the Crow Flies High family has not received any royalty payments from production from the Drags Wolf well; and
- WHEREAS,** As of the date of the resolution, the Three Affiliated Tribes has reached a final and complete settlement of all claims the Crow Flies High family may have against the Tribe based on any delays in making the royalty payments to the Crow Flies High family in the total amount of \$6,000, to be distributed to the Crow Flies High family in accordance with the ownership each eligible family member has in the Drags Wolf Well #1, as attached hereto as late charges, and
- WHEREAS,** The Tribe wishes to work with the Mineral Management Service and the Crow Flies High Family to ensure that in the future, to the maximum extent possible, there are no delays in payment of the royalties owed to the Crow Flies High family; and that payments be made within 30 days upon receipt of the royalty monies by the Tribe to the mineral owners, and
- WHEREAS,** The Tribe will also endeavor to ensure that production records are as accurate as possible and truly reflect actual production from the well, and

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- WHEREAS,** In addition to the Three Affiliated Tribes, the Crow Flies High family has, in total among the family, a 1/6 royalty interest in the production from the well; and
- WHEREAS,** For various reasons during the past two years royalty payments to the Crow Flies High family have been delayed, and for all of the year 2002, the Crow Flies High family has not received any royalty payments from production from the Drags Wolf well; and
- WHEREAS,** As of the date of this resolution, the Three Affiliated Tribes has reached a final and complete settlement of all claims the Crow Flies High family may have against the Tribe based on any delays in making the royalty payments to the Crow Flies High family in the total amount of \$6,000, to be distributed to the Crow Flies High family in accordance with the ownership each eligible family member has in the Drags Wolf Well #1, as attached hereto; and
- WHEREAS,** The Tribe wishes to work with the Minerals Management Service and the Crow Flies High family to ensure that in the future, to the maximum extent possible, there are no delays in payment of the royalties owed to the Crow Flies High family; and
- WHEREAS,** The Tribe will also endeavor to ensure that production records are as accurate as possible and truly reflect actual production from the well

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council hereby authorizes \$6,000 to be taken from the production income from the Drags Wolf Well#1 as full and final settlement of any and all claims the Crow Flies High family may have against the Tribe as of the date of this resolution because of any delays in payments of royalties to them from the Drags Wolf Well #1, to be paid in accordance with the ownership interests of record in minerals associated with the surface land on which the Drags Wolf Well #1 is located of record as per the wishes of the family and as attached, provided that all adult members of the family who have an interest in the oil production of Drags Wolf Well #1 execute a Settlement Agreement releasing the Tribe from any claims the Crow Flies High family may have against it as of the date of this resolution; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Tribal Business Council hereby directs its Natural Resources and Finance Department to continue to work with the Minerals Management Service to ensure, to the maximum extent possible, that further delays in the processing royalty payments to the Crow Flies High family are kept to a minimum; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Tribal Business Council hereby directs the Tribe’s Legal Department to pursue, to the maximum extent possible, any and all claims the Tribe may have against the Department of Interior for any delays in the processing and payment of royalty checks to the Tribe and to other mineral royalty owners caused by the Department.

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, _____ were present at a _____ Meeting thereof duly called, noticed, convened, and held on the _____ day of _____, 2002 that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of _____ members, _____ members opposed, _____ members abstained, _____ members not voting, and that said Resolution has not been rescinded or amended in any way. _____

Chairman [] Voting. [] Not Voting.

Dated this ____ day of _____, 2002.

ATTEST:

Secretary, Randy Phelan
Tribal Business Council

Chairman, Tex G. Hall
Tribal Business Council

FINAL SETTLEMENT AGREEMENT

CLAIM OF CROW FLIES HIGH FAMILY AGAINST THREE AFFILIATED TRIBES

This settlement agreement is a result of a claim the Crow Flies High family has made against the Three Affiliated Tribes. The parties have now reached an amicable settlement, and the Crow Flies High family desires to release the Tribe from any claims the family may have against the Tribe.

Therefore, as of the date of this Agreement, and based on the settlement reached in this matter in which the Three Affiliated Tribes has agreed to pay a total amount of \$6,000 to those persons, other than the Tribe, who are entitled to receive royalties from the oil production of the Drags Wolf Well #1 owned by the Three Affiliated Tribes, to be paid in separate checks to each of the owners of mineral interests in the land associated with the Drags Wolf Well #1, the undersigned adults, on behalf of themselves and any of their children who are less than the age of majority who are entitled to royalty payments from the Drags Wolf Well #1, hereby release the Tribe from any and all claims they may have against the Tribe, whether or not such claims have been perfected or otherwise brought before the Tribe or before any governmental agency, any court of law, or any other entity which may have jurisdiction in this matter, that may have arisen as a result of any delay in royalty payments due to the family from the Drags Wolf Well #1 to the family up to the date of this Agreement. This release does not extend to any discrepancies in production amounts that may be found.

Dated this 22nd day of November, 2002.

[Crow Flies High family member]

Tex G. Hall, Chairman, Mandan, Hidatsa
Arikara Nation

[Crow Flies High family member]

[Crow Flies High family member]

[Crow Flies High family member]

[Crow Flies High family member]

[Crow Flies High family member]

[Crow Flies High family member]

[Crow Flies High family member]

[Crow Flies High family member]

[Crow Flies High family member]

[Crow Flies High family member]

I, the Acting Superintendent of the Three Affiliated Tribes Agency of the Bureau of Indian Affairs, do hereby certify that the attached listing of mineral ownership is a true and correct listing of all mineral owners, other than the Three Affiliated Tribes, in the Tracts whose legal descriptions are stated on the listing as kept in my office regarding lands held in trust by the United States for the benefit of members of the Three Affiliated Tribes. It is my understanding that these are the mineral ownership interests in the Drags Wolf Well #1, currently owned by the Three Affiliated Tribes which is located on the property as described in the attachment.

Dated this _____ day of November, 2002.

Warren Labeau
Acting Superintendent
Three Affiliated Tribes Agency
Bureau of Indian Affairs

NOW, THEREFORE IT BE RESOLVED, That the Tribal Business Council hereby authorizes \$6,000.00 to be taken from the Tribe's share of the production income from the Drags Wolf Well #1 as full and final settlement of any and all claims the Crow Flies High family may have against the Tribe as of the date of this resolution because of delays in payment of royalties to them from the Drags Wolf Well #1, to be paid in accordance with the ownership interests of record in minerals associated with the surface of the land on which the Drags Wolf Well #1 is located of record as per the wishes of the family and as attached, provided that all adult members of the family who have an interest in the oil production of Drags Wolf Well #1 execute a Settlement Agreement releasing the Tribe from any claims the Crow Flies High family may have against it for the period of December 2000 to the date of this resolution, and

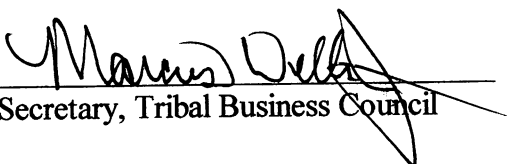
NOW, THEREFORE BE IT FURTHER RESOLVED, that the Tribal Business Council hereby directs its Natural Resources and Finance Department to continue to work with the Minerals Management Service to ensure to the maximum extent possible, that further delays in the processing of royalty payments to the Crow Flies High family are kept to a minimum; and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Tribal Business Council hereby directs the Tribe's Legal Department to pursue to the maximum extent possible, any claims that the Tribe may have against the Department of the Interior for any delays in the processing and payment of royalty checks to the Tribe and to other mineral owners caused by the Department, which does not restrict the Crow Flies High family from pursuing the claims on their own.

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 seven members, of whom five constitutes a quorum, 7 were present at a Resume meeting therefore duly called, noticed, convened, and held on the 21st day of November 2002; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members; 0 opposed; 0 members abstained; 0 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 21st day of November 2002.

for 
Secretary, Tribal Business Council

ATTEST:

Chairman, Tribal Business Council