



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

A Resolution entitled, Authorization for the Housing Division to Participate in the Native American Conventional Lending Initiative and Authorization for the Chairman and Secretary to Execute documents Necessary to Participate in the Program.

- WHEREAS,** this Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS,** the Three Affiliated Tribes' Constitution authorizes and empowers the Mandan, Hidatsa & Arikara Tribal Business Council to engage in activity on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS,** Article VI, Section 5(i) of the Constitution of the Three Affiliated Tribes specifically authorizes the Tribal Business Council to manage Tribal lands, interest in Tribal lands, and property upon such lands; and
- WHEREAS,** the Tribal Housing Division's mission is to break the barriers that currently prevent home ownership amongst tribal members and to assist in meeting the housing demand; and
- WHEREAS,** It is the considered judgment of the Tribal Business Council that Housing opportunities for the people of the Three Affiliated Tribes can be improved through greater access to residential finance and capital through programs offered by Fannie Mae and private lenders serving Indian Country; and
- WHEREAS,** The Housing Division of the Three Affiliated Tribes desires to develop a finance program enabling members of the Three Affiliated Tribes to enter into long term conventional mortgages and/or leasehold mortgages with Fannie Mae and First Mortgage Company; and
- WHEREAS,** Fannie Mae and First Mortgage Company along with the Housing Division of the Three Affiliated Tribes have developed a Memorandum of Understanding setting forth recitals and terms and conditions of a Native American Conventional Lending Initiative; and
- WHEREAS,** Collateral contracts such as mortgages pertaining to the financing of homes for tribal members need to be executed on behalf of the Three Affiliated Tribes; and
- WHEREAS,** It would serve the best interest of the members of the Three Affiliated Tribes for the Tribal Business Council to delegate to the Chairman and Secretary the authority to execute the subject Memorandum of Understanding and further execute any necessary and appropriate documents for the long term financing of member's housing needs pursuant to the provision of said Memorandum of Understanding.



NOW THEREFORE, BE IT RESOLVED, that the Chairman of the Tribal Business Council along with the Secretary of the Tribal Business Council are hereby authorized to join in the execution of a Memorandum of Understanding with Fannie Mae as Loan Purchaser and First Mortgage Company as Lender. The Memorandum of Understanding is for the purpose of creating conventional home finance opportunities for members of the Three Affiliated Tribes. The execution of the Memorandum of Understanding shall be subject to legal and fiscal review. In addition, the Chairman and the Secretary are hereby authorized and empowered to enter into collateral contracts and agreements as are necessary to participate in the Fannie Mae Native American lending programs, including but not limited to:

- (A) The Memorandum of Understanding as described; herein adding, at the discretion of Fannie Mae, such mortgage lenders in accordance with the Native American Conventional Lending Initiative as necessary;
- (B) Such Residential Leases covering Tribal owned land between the Three Affiliated Tribe's (as Owner) and tribal members (as Lessee(s)) wherein such subject property is financed by and through the Native American Lending Initiative in accordance with said Memorandum of Understanding; and
- (C) The Fannie Mae Rider to Residential Lease of Tribal Owned Land.

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) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 30 day of October, 2003, 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.

Chairman [Voting. [] Not Voting.

Dated this 30 day of October, 2003.

Randy Phelan
Randy Phelan, Executive Secretary,
Tribal Business Council

ATTEST:

Tex G. Hall
Tex G. Hall, Chairman
Tribal Business Council