



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

A Resolution entitled, "Authorizing a 90-Day Loan to Fort Berthold Development Corporation in the Amount of \$800,000."

- 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 ("Tribe"), 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 Corp ("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 seeking a line of credit from the Native American Bank, the proceeds of which will be utilized as needed by FBDC to pay for its day to day working capital needs while FBDC waits for invoices submitted for payment on work completed to be paid; and
- WHEREAS,** FBDC anticipates that the line of credit will not be immediately available; and FBDC has immediate need for working capital in order for work in progress and other contracts FBDC has obtained to continue; and
- WHEREAS,** FBDC is requesting a loan from the Tribe in the amount of \$800,000 for a period of approximately ninety days (90); and
- WHEREAS,** FBDC currently has contracts in excess of \$21,955,697 and agrees to repay the loan from the Tribe in the amount of \$800,000 plus interest at the rate of 6% per annum no later than July 9, 2004 from proceeds of its contracts or from proceeds of its line of credit; and



WHEREAS, The Tribal Business Council believes and understands that FBDC will be in a position to repay the loan from the contracts and projects it has in hand or from its line of credit when completed; and

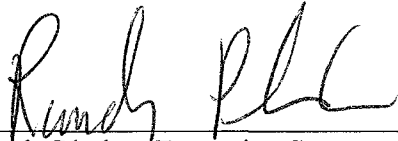
NOW, THEREFORE, BE IT RESOLVED, that for the benefit of Fort Berthold Development Corporation, the Tribal Business Council of the Three Affiliated Tribes hereby agrees to grant the loan as requested to the Fort Berthold Development Corporation in the amount of Eight Hundred Thousand Dollars (\$800,000) at an interest rate of 6% per annum for a period of ninety said note to be due no later than July 9, 2004; and

NOW, THEREFORE, BE IT RESOLVED, that 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.

C E R T I F I C A T I O N

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 (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 8 day of April, 2004, that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 8 day of April, 2004.



Randy Phelan, Executive Secretary
Tribal Business Council

Tex G. Hall, Chairman
Tribal Business Council